

# EXHIBIT B

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

DEBORAH TAMBURRI, )  
Plaintiff, )  
vs. ) No. 11-cv-02899-JST  
SUNTRUST MORTGAGE, INC.; )  
WELLS FARGO BANK, N.A.; )  
U.S. BANK NATIONAL )  
ASSOCIATION, as TRUSTEE for )  
STARM 2007-2; MORTGAGE )  
ELECTRONIC REGISTRATION )  
SYSTEMS, INC., and )  
RECONTRUST COMPANY, N.A.; )  
and DOES 1-20, )  
Defendants. )

VIDEOTAPED DEPOSITION OF THOMAS A. COX  
San Francisco, California  
Monday, June 10, 2013  
Volume I

Reported by:  
SUZANNE F. BOSCHETTI  
CSR No. 5111  
Job No. 1680812

PAGES 1 - 147

<p>1 UNITED STATES DISTRICT COURT 2 NORTHERN DISTRICT OF CALIFORNIA 3</p> <p>4 DEBORAH TAMBURRI, ) 5 Plaintiff, ) 6 vs. ) No. 11-cv-02899-JST 7 SUNTRUST MORTGAGE, INC.; ) 8 WELLS FARGO BANK, N.A.; ) 9 U.S. BANK NATIONAL ) 10 ASSOCIATION, as TRUSTEE for ) 11 STARM 2007-2; MORTGAGE ) 12 ELECTRONIC REGISTRATION ) 13 SYSTEMS, INC., and ) 14 RECONTRUST COMPANY, N.A.; ) 15 and DOES 1-20, ) 16 Defendants. ) 17 ) 18 ) 19 ) 20 ) 21 ) 22 ) 23 ) 24 ) 25 )</p> <p>Videotaped deposition of THOMAS A. COX, Volume I, taken on behalf of Defendant ReconTrust Company, at 101 Second Street, Suite 1800, San Francisco, California, beginning at 11:21 a.m. and ending at 3:51 p.m., on Monday, June 10, 2013, before SUZANNE F. BOSCHETTI, Certified Shorthand Reporter No. 5111.</p> <p style="text-align: right;">Page 2</p>	<p>1 APPEARANCES (Continued): 2 3 For Defendant ReconTrust Company, N.A.: 4 5 REED SMITH LLP 6 BY: DAVID S. REIDY, ESQ. 7 BY: JOHN D. PINGEL, ESQ. 8 101 Second Street, Suite 1800 9 San Francisco, California 94105 10 (415) 659-5933 11 dreidy@reedsmith.com 12 jpingel@reedsmith.com 13 14 For Defendants SunTrust Mortgage, Inc.; Wells Fargo 15 Bank, N.A.; U.S. Bank National Association as 16 Trustee for STARM 2007-2: 17 18 MORRISON &amp; FOERSTER LLP 19 BY: ANGELA E. KLEINE, ESQ. 20 425 Market Street 21 San Francisco, California 94105-2482 22 (415) 268-6214 23 akleine@mofo.com 24 25</p> <p style="text-align: right;">Page 4</p>
<p>1 APPEARANCES: 2 3 For Plaintiff: 4 5 THE GOODELL LAW FIRM 6 BY: NELSON W. GOODELL, ESQ. 7 1750 Montgomery Street, Suite 129 8 San Francisco, California 94111 9 (415) 954-7151 10 goodelllawfirm@gmail.com 11 12 THE STURDEVANT LAW FIRM 13 BY: JAMES C. STURDEVANT, ESQ. 14 354 Pine Street, Fourth Floor 15 San Francisco, California 95104 16 (415) 477-2410 17 jsturdevant@sturdevantlaw.com 18 19 20 21 22 23 24 25</p> <p style="text-align: right;">Page 3</p>	<p>1 APPEARANCES (Continued): 2 3 For Defendant Mortgage Electronic Registration 4 Systems, Inc. 5 6 MORGAN, LEWIS &amp; BOCKIUS LLP 7 BY: ELIZABETH A. FROHLICH, ESQ. 8 One Market, Spear Street Tower 9 San Francisco, California 94105 10 (415) 442-1352 11 efrohlich@morganlewis.com 12 13 Videographer: 14 CASSIA LEET, Veritext 15 16 17 18 19 20 21 22 23 24 25</p> <p style="text-align: right;">Page 5</p>

Pages 2 to 5



<p>1 EXAMINATION</p> <p>2 BY MR. REIDY:</p> <p>3 Q Good morning. Can you state your full name</p> <p>4 for the record, please.</p> <p>5 A Thomas A. Cox. 11:23:29</p> <p>6 Q Mr. Cox, I understand you're an attorney;</p> <p>7 is that correct?</p> <p>8 A That's correct.</p> <p>9 Q And where are you currently licensed?</p> <p>10 A State of Maine, Commonwealth of 11:23:34</p> <p>11 Massachusetts.</p> <p>12 Q So have you had your deposition taken</p> <p>13 before?</p> <p>14 A Many years ago.</p> <p>15 Q How long ago was that? 11:23:40</p> <p>16 A I'm going to guess 20 to 25 years ago is</p> <p>17 the last time.</p> <p>18 Q And what was the circumstance of the</p> <p>19 deposition?</p> <p>20 A My best recollection, I testified in a 11:23:51</p> <p>21 couple of cases involving the FDIC during the S&amp;L</p> <p>22 crisis.</p> <p>23 Q Were you designated as an expert witness?</p> <p>24 A I think in one of them I was.</p> <p>25 Q Let me -- let me back up. You say one of 11:24:06</p> <p style="text-align: right;">Page 10</p>	<p>1 A When the FDIC closed down some banks,</p> <p>2 litigation developed around trust department</p> <p>3 operations and whether bank trustees had acted --</p> <p>4 had been acting properly.</p> <p>5 Q Do you remember whether there was specific 11:25:40</p> <p>6 banks involved in that litigation?</p> <p>7 A There were specific banks. I don't</p> <p>8 remember which one was involved in that case.</p> <p>9 Q Did you end up testifying at trial?</p> <p>10 A No. 11:26:02</p> <p>11 Q Is that because the case didn't go to</p> <p>12 trial?</p> <p>13 A As far as I know.</p> <p>14 Q So you weren't excluded from testifying as</p> <p>15 an expert based on any motion or -- 11:26:14</p> <p>16 A Not that I'm aware of.</p> <p>17 Q Okay. You referenced a second deposition.</p> <p>18 Was that during the same timeframe?</p> <p>19 A Yes.</p> <p>20 Q Can you give me a general description of 11:26:27</p> <p>21 your role in the case when you gave that deposition?</p> <p>22 A It's going to be all guesswork, all</p> <p>23 speculation.</p> <p>24 Q And I don't want you to guess. If you</p> <p>25 don't know, that's okay. 11:26:48</p> <p style="text-align: right;">Page 12</p>
<p>1 the cases?</p> <p>2 A Yes.</p> <p>3 Q Was there one deposition?</p> <p>4 A Two depositions involving the FDIC that I</p> <p>5 recall. 11:24:21</p> <p>6 Q In the one where you were designated as an</p> <p>7 expert, who was the party that retained you; do you</p> <p>8 remember?</p> <p>9 A I believe it would have been the FDIC.</p> <p>10 Q And what -- what was the subject matter of 11:24:33</p> <p>11 your designation?</p> <p>12 A I wish I could remember. I tried</p> <p>13 remembering on the way out here, and I can't</p> <p>14 remember.</p> <p>15 Q If you were to describe it 11:24:43</p> <p>16 conversationally, what would you say?</p> <p>17 A It could have been regarding matters</p> <p>18 relating to trust apartment operations. It could</p> <p>19 have been a matter relating to a foreclosure, but I</p> <p>20 think I testified in a fact matter relating to 11:25:04</p> <p>21 foreclosure, so I'm -- but I just don't have a</p> <p>22 memory of the other one, but I suspect it would have</p> <p>23 been a trust related matter.</p> <p>24 Q When you say trust, what specifically are</p> <p>25 you talking about? 11:25:17</p> <p style="text-align: right;">Page 11</p>	<p>1 A I don't know.</p> <p>2 Q We're going to move -- we're going to move</p> <p>3 pretty quickly, so -- is it fair to assume that in</p> <p>4 your career as a lawyer you've taken depositions as</p> <p>5 well? 11:26:58</p> <p>6 A Yes, I have.</p> <p>7 Q Okay. So I probably don't need to go over</p> <p>8 all the ground rules with you. I'm sure --</p> <p>9 A I hope you won't.</p> <p>10 Q Okay. I'm sure we do it here just like in 11:27:07</p> <p>11 Maine or Massachusetts, but you understand that</p> <p>12 you're under oath?</p> <p>13 A I do.</p> <p>14 Q I understand you traveled in recently. Is</p> <p>15 there any reason that you can think of that you 11:27:20</p> <p>16 can't give us your best testimony today?</p> <p>17 A No.</p> <p>18 Q You've been designated as an expert witness</p> <p>19 in the case, the Tamburri versus SunTrust, et al.,</p> <p>20 case. You understand that? 11:27:35</p> <p>21 A I do understand that.</p> <p>22 Q And you understand that I represent</p> <p>23 ReconTrust, which is one of the defendants in that</p> <p>24 case?</p> <p>25 A I do. 11:27:41</p> <p style="text-align: right;">Page 13</p>

Pages 10 to 13

<p>1 Q In your report you list a series of 2 documents that you reviewed in preparing your 3 opinion testimony. I can show you a copy of your 4 report if you don't have it. Is that a full list of 5 the materials that you reviewed in preparing your 11:28:06 6 opinions as they're expressed in the report? 7 A The only other thing I reviewed is I 8 brought with me because Jim couldn't find his -- 9 I'll find -- a MERS form of corporate resolution. 10 I've seen discussion in this case about a corporate 11:28:24 11 resolution from MERS in favor of ReconTrust 12 employees. And I dug the document that I gave to 13 you out of my own files so I would have one to refer 14 to. 15 Q Okay. Can you give me a sense of when you 11:28:39 16 first referred to this document? 17 A It would -- I referred to it in connection 18 with the work on the -- on the expert witness 19 report. 20 Q You did. So you had looked at it before 11:28:51 21 you prepared the report? 22 A Yes. 23 Q Okay. Aside from the -- the MERS document 24 that you've just given us, which we'll get into 25 later, and what's listed in the report, have you 11:29:04 Page 14</p>	<p>1 California statutes that I looked at. 2 Q Let me just break this up into two parts. 3 Up to the time that you've signed and delivered your 4 report, you had reviewed the materials that are 5 listed on page 2, and those are the Third Amended 11:30:50 6 Complaint, Judge Chen's order -- orders of 7 August 2012 and June 2012, the deposition of Ahmad 8 Afzal, part 1, Mr. Afzal's notary journal, the 9 deposition transcript of Tina Seviallano, 30(b)(6), 10 deposition transcripts of Wells Fargo deponent John 11:31:17 11 Hyle, ReconTrust deponent Flor Valerio, MERS 12 deponent Brian Blake, and SunTrust deponent Beverly 13 Dumas. It also states that you reviewed California 14 Secretary of State's documents which I presume are 15 the documents that relate to Mr. Afzal, the notary? 11:31:37 16 A Yes. 17 Q In addition to those documents, you said 18 that you also reviewed this MERS document that 19 you've just handed to us? 20 A Yes. 11:31:48 21 Q And California statutes regarding notaries? 22 A Yes. 23 Q Okay. Do you recall what statutes you 24 looked at? 25 A No, I don't. 11:31:58 Page 16</p>
<p>1 reviewed anything else since you prepared the report 2 before your deposition today? 3 A I don't believe so. Whoops, I take that 4 back. Mr. Sturdevant just handed me a rough draft 5 of the testimony of Mr. Afzal from last week, I 11:29:22 6 guess it was, and I looked at pages 20 through 22 or 7 3 in that this morning just before coming over here 8 this morning. 9 Q And is that Mr. Afzal? 10 A Yes. 11:29:36 11 Q The notary, right? 12 A Yes, right. 13 Q And I think your report reflected that you 14 had reviewed the prior session of his testimony? 15 A I did. 11:29:41 16 Q Did what you reviewed this morning change 17 any of your opinions as they're expressed in the 18 report? 19 A No. 20 Q So preparing for today, did you review any 11:30:00 21 other materials that you -- that we haven't 22 discussed or that are not listed in your report? 23 A At some point in working on the expert 24 witness report, I looked at the California statutes 25 regarding notaries. I think that's the only 11:30:20 Page 15</p>	<p>1 Q Do you recall whether you cited those 2 statutes in your report? 3 A I think one of them is cited at the end of 4 the report, and I think it's mis-cited at the end of 5 the report. 11:32:18 6 Q Are you referring to government code 7 section 118? 8 A Yes. 9 Q Am I right in assuming that you intended to 10 reference Penal Code 118? 11:32:29 11 A I think it was Civil Code 1185(a) is my 12 memory. 13 Q Okay. And what does that statute say just 14 from your recollection? 15 A That's the requirement that a witness or 11:32:46 16 individual whose oath is being taken by the notary 17 appear before the notary to swear. 18 Q Well, I'll state -- I'll represent to you 19 for the record that Penal Code 118 defines perjury 20 in the State of California. Is that -- did you 11:33:06 21 intend to rely on that statute in any way? 22 A No. 23 Q Okay. And government code 118, which I 24 don't know, deals with maritime law or something. 25 A No. 11:33:17 Page 17</p>

Pages 14 to 17

<p>1 Q We're not talking about that, right?</p> <p>2 A No.</p> <p>3 Q Okay. Did you review any other California</p> <p>4 statutes --</p> <p>5 A Not that I can recall. 11:33:30</p> <p>6 Q Prior to preparing your report?</p> <p>7 A Not that I recall.</p> <p>8 Q And since you prepared the report?</p> <p>9 A None that I recall.</p> <p>10 Q Have you reviewed the report of Professor 11:33:37</p> <p>11 Levitin, who is also designated as an expert for the</p> <p>12 plaintiff?</p> <p>13 A Yes.</p> <p>14 Q Did you review that before you prepared</p> <p>15 your report? 11:33:47</p> <p>16 A No.</p> <p>17 Q Have you reviewed the report of Martin</p> <p>18 McGuinn who was designated as a rebuttal by the</p> <p>19 defense?</p> <p>20 A Part of it. 11:33:58</p> <p>21 Q So in reviewing the Levitin and McGuinn</p> <p>22 reports after you delivered your report, did either</p> <p>23 of those reports change your opinion on any of the</p> <p>24 material issues that you expressed in your report?</p> <p>25 A No. 11:34:18</p> <p style="text-align: right;">Page 18</p>	<p>1 any other state apart from those two?</p> <p>2 A No.</p> <p>3 Q Do you know personally the plaintiff in</p> <p>4 this case, Deborah Tamburri?</p> <p>5 A No. 11:35:48</p> <p>6 Q Have you ever met her?</p> <p>7 A No.</p> <p>8 Q Do you know Mr. Sturdevant personally?</p> <p>9 A Not before this case, no.</p> <p>10 Q And what about other plaintiff's counsel, 11:35:55</p> <p>11 Nelson Goodell?</p> <p>12 A No.</p> <p>13 Q Have you ever been retained by either of</p> <p>14 them before for another case?</p> <p>15 A No. 11:36:04</p> <p>16 Q Besides your law license, do you hold any</p> <p>17 other professional licenses?</p> <p>18 A No.</p> <p>19 Q Have you ever held any other professional</p> <p>20 licenses? 11:36:15</p> <p>21 A No.</p> <p>22 Q I'm not going to go through 40 years of</p> <p>23 your practice, so we'll try to sum it up if we can.</p> <p>24 Would you characterize your legal</p> <p>25 practice -- well, let me ask you this: Did you -- 11:36:35</p> <p style="text-align: right;">Page 20</p>
<p>1 Q Okay. You testified that you are currently</p> <p>2 licensed to practice law in Maine and Massachusetts.</p> <p>3 Did I get that right?</p> <p>4 A My Massachusetts license I think is</p> <p>5 probably inactive. 11:34:39</p> <p>6 Q Maine is active?</p> <p>7 A Yes.</p> <p>8 Q When were you first licensed to practice in</p> <p>9 Maine?</p> <p>10 A 19- -- 1970. 11:34:45</p> <p>11 Q And you've been continuously licensed since</p> <p>12 then in Maine?</p> <p>13 A Yes.</p> <p>14 Q Have you ever been disciplined by the Maine</p> <p>15 state bar? 11:34:58</p> <p>16 A No.</p> <p>17 Q Suspended, anything like that?</p> <p>18 A No.</p> <p>19 Q When were you first licensed in</p> <p>20 Massachusetts? 11:35:09</p> <p>21 A 1969.</p> <p>22 Q And when did that license become inactive?</p> <p>23 A I'm not sure. It would have been more than</p> <p>24 ten years ago, but I'm not sure.</p> <p>25 Q Have you ever been licensed to practice in 11:35:23</p> <p style="text-align: right;">Page 19</p>	<p>1 did you practice in private practice your whole</p> <p>2 career?</p> <p>3 A Until about the year 2000.</p> <p>4 Q So you were -- were you ever -- up to 2000,</p> <p>5 were you ever in-house counsel at a private company 11:36:54</p> <p>6 or --</p> <p>7 A No.</p> <p>8 Q So you always worked at a firm or in --</p> <p>9 A That's right.</p> <p>10 Q -- in a law office? 11:37:02</p> <p>11 A Yes.</p> <p>12 Q Did that change in 2000?</p> <p>13 A 2000 -- around 2000 I left the practice of</p> <p>14 law.</p> <p>15 Q And what did you do then? 11:37:12</p> <p>16 A I dealt with some health issues for a</p> <p>17 while, and then I ended up doing some business</p> <p>18 activities.</p> <p>19 Q Have you ever worked for a governmental</p> <p>20 entity? 11:37:24</p> <p>21 A No.</p> <p>22 Q Do you currently practice law?</p> <p>23 A Yes.</p> <p>24 Q Roughly when did that start up again?</p> <p>25 A Two thousand -- April of 2008. 11:37:38</p> <p style="text-align: right;">Page 21</p>

Pages 18 to 21



<p>1 Q And was there an event that triggered that?</p> <p>2 A I went back into the Volunteer Lawyer</p> <p>3 Project office in Portland.</p> <p>4 Q And that's when you got involved in dealing</p> <p>5 with foreclosure issues? 11:37:51</p> <p>6 A Yes.</p> <p>7 Q Is it fair to say that your practice before</p> <p>8 2000 was different than the practice once you got</p> <p>9 into the volunteer legal services in 2008?</p> <p>10 A A significant part of my practice in 11:38:02</p> <p>11 private practice years did focus on foreclosure</p> <p>12 issues for a certain time but on the other side of</p> <p>13 the table.</p> <p>14 Q So you represented lenders or other --</p> <p>15 A Yes. 11:38:16</p> <p>16 Q Did you ever represent ReconTrust?</p> <p>17 A No.</p> <p>18 Q Bank of America?</p> <p>19 A No. Well, I represented Fleet Bank for a</p> <p>20 period, and that was acquired by Bank of America, I 11:38:28</p> <p>21 believe. I don't believe I actually worked for the</p> <p>22 Bank of America.</p> <p>23 Q That was before the Fleet acquisition?</p> <p>24 A Yes.</p> <p>25 Q Did you ever represent MERS? 11:38:38</p> <p style="text-align: right;">Page 22</p>	<p>1 California?</p> <p>2 A No.</p> <p>3 Q Were you ever retained -- prior to 2008,</p> <p>4 were you ever retained to litigate any issues</p> <p>5 arising from a California mortgage or a California 11:39:51</p> <p>6 foreclosure?</p> <p>7 A I don't believe so.</p> <p>8 Q As part of your practice, and I'm talking</p> <p>9 about up to today, have you ever drafted or</p> <p>10 contributed to any amicus briefs at any court of 11:40:10</p> <p>11 appeal or supreme court, state or federal?</p> <p>12 A Yes.</p> <p>13 Q How many times would you say prior to 2008</p> <p>14 you contributed to or drafted an amicus brief or a</p> <p>15 friend of the court brief over your career? 11:40:26</p> <p>16 A I only recall one before 2008, and I'm</p> <p>17 not -- don't recall even the case name.</p> <p>18 Q Do you remember when?</p> <p>19 A 25, 30 years ago.</p> <p>20 Q Okay. Do you have any recollection of what 11:40:53</p> <p>21 the issue was?</p> <p>22 A I believe it related to bank foreclosure</p> <p>23 related activity, but I -- sorry, I don't recall.</p> <p>24 Q And would that have been foreclosure</p> <p>25 related activity in Maine? 11:41:06</p> <p style="text-align: right;">Page 24</p>
<p>1 A No.</p> <p>2 Q Do you understand when I say MERS what I</p> <p>3 mean?</p> <p>4 A I do.</p> <p>5 Q Mortgage Electronic Registration Systems, 11:38:45</p> <p>6 Inc. as I think is accurate?</p> <p>7 A Right, right.</p> <p>8 Q Okay. I'm going to say MERS today.</p> <p>9 A That's fine.</p> <p>10 Q Did you ever represent U.S. Bank? 11:38:53</p> <p>11 A No.</p> <p>12 Q Wells Fargo?</p> <p>13 A No.</p> <p>14 Q SunTrust?</p> <p>15 A No. 11:39:01</p> <p>16 Q Prior to 2000, was your practice a</p> <p>17 litigation practice?</p> <p>18 A A significant part of it was.</p> <p>19 Q And were you -- were you ever admitted pro</p> <p>20 hac vice in another state as a part of a case that 11:39:27</p> <p>21 you handled?</p> <p>22 A Yes.</p> <p>23 Q You understand what I mean by --</p> <p>24 A I do.</p> <p>25 Q Were you ever admitted pro hac vice in 11:39:35</p> <p style="text-align: right;">Page 23</p>	<p>1 A No, that would have been in Massachusetts.</p> <p>2 Q Is Massachusetts a judicial foreclosure</p> <p>3 state?</p> <p>4 A No.</p> <p>5 Q Is Maine a judicial foreclosure state? 11:41:15</p> <p>6 A Yes.</p> <p>7 Q What's the foreclosure system in</p> <p>8 Massachusetts, if you can give me just a general</p> <p>9 description?</p> <p>10 A It's a nonjudicial process where a notice 11:41:24</p> <p>11 of default is served, filed, and the case goes to a</p> <p>12 sale without any judicial intervention.</p> <p>13 Q Is there also a procedure in Massachusetts</p> <p>14 for judicial foreclosure?</p> <p>15 A I believe there is. Maine also has a 11:41:42</p> <p>16 judicial process.</p> <p>17 Q But --</p> <p>18 A I'm sorry. Maine also has a nonjudicial</p> <p>19 process.</p> <p>20 Q Maine does as well? 11:41:53</p> <p>21 A Yes.</p> <p>22 Q So both states have both systems?</p> <p>23 A Yes.</p> <p>24 Q And in your experience, starting with</p> <p>25 Maine, is nonjudicial foreclosure the primary 11:42:00</p> <p style="text-align: right;">Page 25</p>

Pages 22 to 25



<p>1 mechanism by which residential foreclosures are 2 conducted in Maine?</p> <p>3 A In Maine nonjudicial foreclosure is not 4 permitted for residential cases.</p> <p>5 Q Okay. So for purposes of today's 11:42:13 6 testimony, you can assume that when I talk about 7 mortgages, I'm -- I'm talking about residential 8 mortgages. So for residential, effectively Maine is 9 a judicial foreclosure state?</p> <p>10 A That's right. 11:42:26</p> <p>11 Q And what about Massachusetts?</p> <p>12 A I believe it's entirely nonjudicial.</p> <p>13 Q For residential as well?</p> <p>14 A I believe, but I'm not certain of that.</p> <p>15 Q Okay. In the amicus brief that you 11:42:36 16 contributed to in the Massachusetts case, do you 17 recall whether that had anything to do with a 18 residential mortgage?</p> <p>19 A It's likely that it did not, but I don't 20 recall. 11:42:56</p> <p>21 Q Is it fair to say that your practice prior 22 to 2000 -- to the extent it dealt with foreclosures 23 was concerned with commercial real estate?</p> <p>24 A Not entirely, but that was the predominant 25 part of it. 11:43:11</p> <p style="text-align: right;">Page 26</p>	<p>1 A Yes.</p> <p>2 Q And why did that -- strike that.</p> <p>3 Did that type of litigation spike up during 4 the savings and loan?</p> <p>5 A Yes. 11:44:37</p> <p>6 Q Why?</p> <p>7 A Well, a lot of small business owners 8 guaranteed their small businesses debts, and a lot 9 of those guarantees were backed up by mortgages on 10 the small business owners' homes. 11:44:51</p> <p>11 Q So if a savings and loan fails, loans go 12 into default?</p> <p>13 A When the FDIC closes a bank, all demand 14 loans were called in at that time.</p> <p>15 Q Okay. And you represented the side 11:45:03 16 demanding the payment of the loans?</p> <p>17 A Yes.</p> <p>18 Q So in Maine you would have been dealing 19 both with judicial and nonjudicial foreclosures?</p> <p>20 A Yes. 11:45:29</p> <p>21 Q Were you ever retained to conduct a 22 nonjudicial foreclosure?</p> <p>23 A I wasn't the auctioneer running the sale, 24 but yes, I was involved in the process.</p> <p>25 Q And the reason I ask is because -- and 11:45:43</p> <p style="text-align: right;">Page 28</p>
<p>1 Q When you say "predominant," can you put a 2 percentage on it?</p> <p>3 A No, not today I can't.</p> <p>4 Q More or less than 75 percent?</p> <p>5 A I would say more -- the majority of my work 11:43:21 6 in private practice focused on commercial mortgages. 7 That's the best that I can do.</p> <p>8 Q Did you have occasion to litigate issues 9 concerning residential foreclosures?</p> <p>10 A Yes. 11:43:43</p> <p>11 Q Can you give me an example of a case or a 12 circumstance where you would be litigating issues 13 starting with Maine relating to residential 14 foreclosure?</p> <p>15 A When the savings and loan crisis came in 11:43:54 16 the late '80s, my work was focused almost entirely 17 on foreclosures both in commercial and residential 18 properties.</p> <p>19 Q And were those claims brought against the 20 savings and loans? 11:44:10</p> <p>21 A We didn't bring the claims in Maine because 22 we're judicial. My clients -- the homeowners were 23 the defendants. The banks were the plaintiffs.</p> <p>24 Q So you were representing banks or savings 25 and loans in foreclosure related activities? 11:44:24</p> <p style="text-align: right;">Page 27</p>	<p>1 we'll get to the California process -- but I'm 2 trying to get an understanding of what the role of a 3 lawyer would be in a nonjudicial foreclosure in 4 Maine.</p> <p>5 A My memory is that when I was involved in 11:46:04 6 those cases, I was involved in drafting the default 7 notices, the notices of sales, and I believe I was 8 also involved in bringing in the auctioneers.</p> <p>9 Q For the -- for the cases in Massachusetts, 10 was your practice substantially different in any 11:46:28 11 way?</p> <p>12 A I only practiced in Massachusetts for a 13 year after law school.</p> <p>14 Q Okay. So when we talk about pre 2000 on 15 these foreclosure cases, on the savings and loans 11:46:40 16 cases, is it fair to say that that was almost all or 17 all in Maine?</p> <p>18 A Yes.</p> <p>19 Q How does a -- how does a mortgage work 20 in -- in Maine? What's the -- what's the nature of 11:46:56 21 the security that secures the obligation?</p> <p>22 A Maine is a title theory state, and a 23 mortgage is a conveyance of title to the lender 24 subject to a reserved equity of redemption in the 25 mortgagor. There's no trustee involved. There's no 11:47:16</p> <p style="text-align: right;">Page 29</p>

Pages 26 to 29

<p>1 separate beneficiary involved.</p> <p>2 Q So the parties to the note would be the</p> <p>3 borrower and the lender?</p> <p>4 A Yes.</p> <p>5 Q And then there's a mortgage that's a 11:47:27</p> <p>6 security interest conferred by the borrower to the</p> <p>7 lender?</p> <p>8 A That's right.</p> <p>9 Q So it's a straight exchange?</p> <p>10 A Right, unless you want to throw MERS in the 11:47:37</p> <p>11 mix?</p> <p>12 Q We'll get to MERS later, but your -- your</p> <p>13 answer anticipated my question which went to</p> <p>14 trustees. Are you familiar that -- with</p> <p>15 California's Deed of Trust system? 11:47:56</p> <p>16 A Yes. I'm not familiar like you are, but</p> <p>17 I'm generally familiar.</p> <p>18 Q So in Maine there's no trustee?</p> <p>19 A That's correct.</p> <p>20 Q And so there's no third party that's -- 11:48:06</p> <p>21 that's, you know, drafting and performing the</p> <p>22 ministerial functions that a trustee would perform</p> <p>23 here?</p> <p>24 A That's correct.</p> <p>25 Q When you say that you've developed some 11:48:23</p> <p style="text-align: right;">Page 30</p>	<p>1 A I don't teach any law school classes.</p> <p>2 Q Do you currently teach any kind of classes?</p> <p>3 A You have my CV there which shows a series</p> <p>4 of seminars I've taught at.</p> <p>5 Q On foreclosure-related issues? 11:49:54</p> <p>6 A Yes.</p> <p>7 Q So with regard to this case, you understand</p> <p>8 that you've been identified and designated as an</p> <p>9 expert witness in this case?</p> <p>10 A Yes. 11:50:15</p> <p>11 Q All right. Your report doesn't specify the</p> <p>12 scope of your designation. Do you have any kind of</p> <p>13 agreement or written communication between you and</p> <p>14 counsel that lists the scope of what they want you</p> <p>15 to cover? 11:50:29</p> <p>16 A No.</p> <p>17 Q Did you have communications with Mr.</p> <p>18 Sturdevant or Mr. Goodell in which they explained to</p> <p>19 you what they wanted you to talk about?</p> <p>20 A Yes. 11:50:39</p> <p>21 Q So what was your understanding when you</p> <p>22 started about the scope of your designation?</p> <p>23 A I think the focus of it was the June 2010</p> <p>24 Substitution of Trustee and Assignment of Mortgage,</p> <p>25 and the factors and activities relating to that. 11:51:00</p> <p style="text-align: right;">Page 32</p>
<p>1 familiarity with California's system, when did you</p> <p>2 first become familiar with California's nonjudicial</p> <p>3 foreclosure system? And I'm talking residential.</p> <p>4 A It would have been during the last five</p> <p>5 years. 11:48:37</p> <p>6 Q And how did you come in contact with --</p> <p>7 A There's a LISTSERV out here of foreclosure</p> <p>8 defense lawyers whose name I can't recall. And I am</p> <p>9 a subscriber to that LISTSERV, so I follow a lot of</p> <p>10 the postings that go on there. The acronym is CMF 11:48:55</p> <p>11 something, and I don't remember the last two</p> <p>12 alphabetical letters in the acronym.</p> <p>13 Q But this is an online discussion forum that</p> <p>14 you follow updates of what's happening in</p> <p>15 California? 11:49:13</p> <p>16 A Yes.</p> <p>17 Q And is that part of your overall effort to</p> <p>18 stay current on what's happening in foreclosure</p> <p>19 generally?</p> <p>20 A I was initially asked to participate, to 11:49:25</p> <p>21 contribute to it.</p> <p>22 Q And have you contributed to it?</p> <p>23 A Occasionally.</p> <p>24 Q Do you teach any classes, any law classes</p> <p>25 or banking or any kind of classes? 11:49:42</p> <p style="text-align: right;">Page 31</p>	<p>1 Q Did that designation change or evolve over</p> <p>2 time?</p> <p>3 A Not really.</p> <p>4 Q And with regard to the substitution and</p> <p>5 assignment, what did they ask you to give an opinion 11:51:17</p> <p>6 about?</p> <p>7 A They were looking for my views about the</p> <p>8 process that was used to create that document and</p> <p>9 whether I thought the procedures that were followed</p> <p>10 were proper. 11:51:40</p> <p>11 Q And when you say whether the procedures</p> <p>12 were proper, were you applying any kind of standard</p> <p>13 of care to those procedures?</p> <p>14 A I'm not sure I know how to answer that</p> <p>15 question. 11:52:04</p> <p>16 Q Let me -- let me ask it this way: When you</p> <p>17 say "proper," what do you mean?</p> <p>18 A What I mean is what I understood the</p> <p>19 question to be is did the individual who signed that</p> <p>20 document, the entity on whose behalf she was 11:52:17</p> <p>21 purporting to act, and the notary, act properly.</p> <p>22 Q And again, I'm trying to get your sense of</p> <p>23 what the word properly or what proper means as you</p> <p>24 use it. You're evaluating this document. You said</p> <p>25 the individual who signed, the entity on whose 11:52:49</p> <p style="text-align: right;">Page 33</p>

Pages 30 to 33

<p>1 behalf she claimed to sign it, and the notary. Were 2 you evaluating their conduct against some standard 3 that you formulated? 4 A Again, I'm not sure I know how to answer 5 that. 11:53:20 6 Q Well, let me ask it this way: What were 7 you looking for? 8 A I guess I was looking with respect to the 9 individual who signed the document, whether she knew 10 what she was doing, whether she was acting honestly, 11:53:36 11 whether she had the authority from the entity on 12 whose behalf she was signing to act on its behalf. 13 I'm looking at the notary to see whether the 14 individual who signed the deposition actually 15 appeared before him and said what she was required 11:54:03 16 to say. 17 Q In determining what you felt she was 18 required to say, was that when you referred to the 19 California statute that we talked about earlier? 20 A I think my principal focus was on the jurat 11:54:23 21 that the notary placed on the document. 22 Q You said jurat. That's j-u-r-a-t? 23 A Yes, notary certificate, whatever you'd 24 like to call it. 25 Q Right. We'll get to your opinions on those 11:54:40</p> <p style="text-align: right;">Page 34</p>	<p>1 cases? 2 A No. 3 Q And presumably you didn't testify at trial? 4 A No. 5 Q In either of those cases or in any other 11:56:32 6 mortgage-related case, were you ever designated as 7 an expert only to be disqualified for some reason? 8 A No. 9 Q So as far as you recall, you've been 10 designated as an expert three times? 11:56:45 11 A I think that's right. 12 Q Okay. Prior to being contacted by Mr. 13 Sturdevant, had you ever conducted any research or 14 study of California's nonjudicial foreclosure 15 system? 11:57:22 16 A No. 17 Q Have you ever litigated any issues 18 concerning California's nonjudicial foreclosure 19 system? 20 A No. 11:57:38 21 Q Have you ever litigated any issues 22 concerning the MERS system? 23 A Yes. 24 Q Do you understand what I mean when I say 25 the MERS system? 11:57:50</p> <p style="text-align: right;">Page 36</p>
<p>1 subjects later. I'm just trying to get a sense of 2 the scope here. 3 Were you asked to give an opinion on any 4 other subject? 5 A That generally covers it, to my memory. 11:54:57 6 Q Were you asked to give an opinion on any 7 subject that you declined to give an opinion about? 8 A No. 9 Q Were you asked about any topics that you 10 did not feel you were qualified to cover? 11:55:18 11 A Not that I recall. 12 Q Apart from the case that we talked about 13 where you testified for the FDIC, have you ever been 14 designated as an expert witness in any other case? 15 A I -- within the last year or two I 11:55:41 16 submitted an affidavit in a New Jersey case where I 17 assume I may have been designated as an expert for 18 that purpose. Much more recently I submitted an 19 affidavit in a Maine case, similar -- similar type. 20 Q In residential foreclosures, do you know 11:56:10 21 whether New Jersey is a judicial foreclosure state 22 or a nonjudicial foreclosure state? 23 A I believe that they're a form of judicial 24 foreclosure state. 25 Q Did you give depositions in either of those 11:56:25</p> <p style="text-align: right;">Page 35</p>	<p>1 A Yes. 2 Q Can you explain in your words what you 3 think that means? 4 A The name of the company is Mortgage 5 Electronic Registration System, which is a company 11:57:59 6 that holds interest in mortgages that are granted to 7 them by borrowers. 8 Q And do you understand when we talk about 9 the MERS system that MERS is a nominee of the -- of 10 the beneficiary? 11:58:17 11 A Yes. 12 Q So that MERS appears on the documents? 13 A Well, I don't know. In this case I see 14 that MERS claims to be the beneficiary. 15 Q Let -- let me ask you this: You said 11:58:25 16 you've litigated issues concerning MERS; is that 17 right? 18 A Yes. 19 Q Have you litigated any of those issues in 20 the last five years? 11:58:37 21 A Yes. 22 Q Anytime before the last five years? 23 A No. 24 Q And what kinds of issues have you 25 litigated? 11:58:46</p> <p style="text-align: right;">Page 37</p>

Pages 34 to 37

<p>1 A You have one of them, Maine Supreme Court 2 case cited in my CV. Issues related to MERS come up 3 frequently in many foreclosure cases. 4 Q In the Maine Supreme Court case, can you 5 just summarize what the issue was in that case? 11:59:03 6 A The main issue was whether MERS as a 7 nominee for lender had the right to conduct a named 8 judicial foreclosure in its own name. 9 Q And what was the outcome on that issue? 10 A That they did not have that right. 11:59:20 11 Q Have you conducted any research or inquiry 12 as to whether that issue has ever been adjudicated 13 by a California Court of Appeals or Supreme Court? 14 A I have not. 15 Q Your CV lists the Attorneys Saving Homes 12:00:05 16 program? 17 A Yes. 18 Q What is that program? 19 A It's a joint project of Pine Tree Legal 20 Assistance in the Maine Volunteer Lawyers Project 12:00:20 21 that trains private attorneys to handle residential 22 foreclosure cases and that receives and screens 23 homeowner referrals into the system and refers those 24 cases out to those private lawyers. 25 Q And these would be judicial foreclosure 12:00:39 Page 38</p>	<p>1 A I don't believe so. 2 Q Are you aware that there are both judicial 3 and nonjudicial foreclosure systems available for 4 residential mortgages in California? 5 A I don't think I knew that. I take that 12:02:29 6 back. I did know that. 7 Q But you're aware that California has a 8 nonjudicial foreclosure system for residential 9 mortgages? 10 A Yes, I am. 12:02:45 11 Q Have you ever spoken on any panels or 12 conferences that addressed California's nonjudicial 13 foreclosure system? 14 A No. 15 Q Do you consider yourself an expert on 12:02:56 16 California's nonjudicial foreclosure system? 17 A No. 18 Q Are you aware that there is a statutory 19 framework that regulates California's nonjudicial 20 foreclosure system? 12:03:12 21 A Yes. 22 Q When did you first become aware of that 23 statutory framework? 24 A During the last five years I've seen it 25 discussed. 12:03:23 Page 40</p>
<p>1 cases in Maine -- 2 A Yes. 3 Q -- in which the borrower is the defendant? 4 A Yes. 5 Q Your CV also states or maybe it's stated in 12:00:50 6 the body of your report that you act as a -- and 7 this is a quote: 8 "Consultant to lawyers nationally 9 regarding residential foreclosure defenses 10 and litigation practices." 12:01:01 11 My question is: Have you ever acted as a 12 consultant to any California lawyers concerning 13 California nonjudicial foreclosures? 14 MR. STURDEVANT: Do you mean before this 15 case? 12:01:17 16 BY MR. REIDY: 17 Q Before this case. 18 A I -- I am a participant in a number of 19 LISTSERVS, the one here in California that I 20 mentioned to you; several other national LISTSERVS. 12:01:36 21 Periodically I have spoken with and communicated 22 with California lawyers about their cases. 23 Q Have you ever consulted on the documents or 24 steps required to conduct a nonjudicial foreclosure 25 in California? 12:02:00 Page 39</p>	<p>1 Q Have you ever reviewed those statutes? 2 A Other than in the review that I did for 3 this case, I don't believe I did, and I don't -- no. 4 I don't believe I did. 5 Q You just referenced a review that you did 12:03:43 6 for this case. 7 A Right. 8 Q What statutes did you review for this case? 9 You referenced a provision of the Civil Code 10 concerning notaries. 12:04:00 11 A I think the only California statutes that I 12 reviewed in connection with this case were the ones 13 pertaining to notaries. 14 Q So if I told you that California Civil Code 15 2924 and, you know, sequential statutes comprise the 12:04:13 16 nonjudicial foreclosure system in California, have 17 you ever reviewed those statutes before? 18 A No. 19 Q Are you aware that those statutes 20 constitute a comprehensive framework for nonjudicial 12:04:31 21 foreclosures in California? 22 MR. STURDEVANT: Objection to the 23 characterization as comprehensive. 24 THE WITNESS: I saw in the report of your 25 expert an explanation of that. 12:04:44 Page 41</p>

Pages 38 to 41

<p>1 BY MR. REIDY:</p> <p>2 Q Do you have any reason to dispute that</p> <p>3 characterization?</p> <p>4 A No.</p> <p>5 Q Do you -- would you agree with the 12:05:00</p> <p>6 statement that nonjudicial foreclosure is a private</p> <p>7 procedure involving private parties in California?</p> <p>8 A I have no basis to agree or disagree with</p> <p>9 that.</p> <p>10 Q Do you understand that a nonjudicial 12:05:16</p> <p>11 foreclosure in California occurs pursuant to a power</p> <p>12 of sale contained in a Deed of Trust?</p> <p>13 A Yes.</p> <p>14 Q Would you consider that Deed of Trust a</p> <p>15 private contract between parties? 12:05:28</p> <p>16 A Well, it's recorded as far as I know, so I</p> <p>17 don't know if you call that private.</p> <p>18 Q Would you -- do you have an opinion about</p> <p>19 whether the California nonjudicial foreclosure</p> <p>20 process constitutes a state action or a private 12:05:53</p> <p>21 action?</p> <p>22 MR. STURDEVANT: Objection. Calls for a</p> <p>23 legal conclusion.</p> <p>24 THE WITNESS: There's some controversy</p> <p>25 around that, and I don't have an opinion on that. 12:06:05</p> <p style="text-align: right;">Page 42</p>	<p>1 reporter.)</p> <p>2 (Deposition Exhibit 408 marked by the court</p> <p>3 reporter.)</p> <p>4 VIDEO OPERATOR: Back on the record. The</p> <p>5 time is 1:07. Please continue. 01:07:04</p> <p>6 BY MR. REIDY:</p> <p>7 Q Mr. Cox, can you take a look at the</p> <p>8 document that's been marked Exhibit 405.</p> <p>9 A Yes.</p> <p>10 Q This is your deposition notice for today. 01:07:15</p> <p>11 A Yes.</p> <p>12 Q Have you reviewed this before today?</p> <p>13 A Yes.</p> <p>14 Q The document requests -- the notice</p> <p>15 requests a series of documents and document requests 01:07:24</p> <p>16 I through 11.</p> <p>17 A Yes.</p> <p>18 Q I'll note for the record that your counsel</p> <p>19 served some objections to those requests, but I just</p> <p>20 want to ask you if you reviewed those before today. 01:07:36</p> <p>21 MR. STURDEVANT: Let me just state that I'm</p> <p>22 not his counsel. I'm counsel for the plaintiff in</p> <p>23 the case.</p> <p>24 BY MR. REIDY:</p> <p>25 Q Okay. Counsel for the plaintiff submitted 01:07:45</p> <p style="text-align: right;">Page 44</p>
<p>1 BY MR. REIDY:</p> <p>2 Q Do you believe that a borrower in a</p> <p>3 California nonjudicial foreclosure is protected by</p> <p>4 the due process limits of the federal or state</p> <p>5 constitutions? 12:06:18</p> <p>6 A Possibly.</p> <p>7 MR. STURDEVANT: A good time to take a</p> <p>8 five-minute break, Counsel?</p> <p>9 MR. REIDY: Yes.</p> <p>10 VIDEO OPERATOR: Going off the record. The 12:06:32</p> <p>11 time is 12:06.</p> <p>12 (Lunch recess.)</p> <p>13 VIDEO OPERATOR: Back on the record. The</p> <p>14 time is 1:03. Please continue.</p> <p>15 MR. REIDY: We're going to mark a few 01:03:48</p> <p>16 documents as exhibits.</p> <p>17 Actually, can we go off the record for a</p> <p>18 second?</p> <p>19 VIDEO OPERATOR: Off the record. The time</p> <p>20 is 1:03. 01:04:04</p> <p>21 (Deposition Exhibit 405 marked by the court</p> <p>22 reporter.)</p> <p>23 (Deposition Exhibit 406 marked by the court</p> <p>24 reporter.)</p> <p>25 (Deposition Exhibit 407 marked by the court 01:06:08</p> <p style="text-align: right;">Page 43</p>	<p>1 some objections to the notice.</p> <p>2 A Yes. Was that a question to me? I</p> <p>3 understand he said he did. I haven't seen those.</p> <p>4 Q Okay. I'm asking you if you've reviewed</p> <p>5 those document requests. 01:07:57</p> <p>6 A I have.</p> <p>7 Q And with the exception of draft reports and</p> <p>8 communications with plaintiff's counsel concerning</p> <p>9 the drafts, have you provided copies of all the</p> <p>10 documents that you had responsive to those requests? 01:08:10</p> <p>11 A I relied upon plaintiff's counsel to</p> <p>12 produce everything that went back and forth between</p> <p>13 us.</p> <p>14 Q Okay. You mentioned earlier that you don't</p> <p>15 have an engagement letter that describes your 01:08:20</p> <p>16 services for the plaintiff?</p> <p>17 A I do not.</p> <p>18 Q Do you have a compensation arrangement with</p> <p>19 plaintiff's counsel?</p> <p>20 A That I would be paid my hourly rate of \$350 01:08:29</p> <p>21 an hour.</p> <p>22 Q Did you provide them with any parameters</p> <p>23 around how or when you would bill plaintiffs for</p> <p>24 the --</p> <p>25 A No. 01:08:50</p> <p style="text-align: right;">Page 45</p>

Pages 42 to 45



<p>1 Q Have you billed them yet?</p> <p>2 A I have not.</p> <p>3 Q Was your intention to provide one bill at</p> <p>4 the end of the case?</p> <p>5 A I haven't even thought that far ahead. 01:08:57</p> <p>6 Q Are you providing any portions of your</p> <p>7 services to the plaintiff pro bono?</p> <p>8 A No.</p> <p>9 Q Can you take a look at the document that's</p> <p>10 been marked 406. This is a document that you 01:09:17</p> <p>11 brought with you and produced today. And my</p> <p>12 question for you is: What -- what is this document,</p> <p>13 as far as you understand, and where did you get it?</p> <p>14 A Well, the front of it says that it's a</p> <p>15 Declaration of Mortgage Electronic Registration 01:09:46</p> <p>16 Systems. And I can see, and I don't know why, it's</p> <p>17 got Pacer numbers, it looks like to me at the top,</p> <p>18 so I suspect that I downloaded it off the Pacer</p> <p>19 system in some litigation matter involving MERS. I</p> <p>20 don't know what case it was at this point. 01:10:03</p> <p>21 Q But as far as you know, this corporate</p> <p>22 resolution was not submitted in connection with this</p> <p>23 case?</p> <p>24 A That's correct.</p> <p>25 Q Do you have any information about whether 01:10:10</p> <p style="text-align: right;">Page 46</p>	<p>1 who litigated against them to the Maine Supreme</p> <p>2 Court. I have been involved in a number of cases</p> <p>3 where MERS has been involved. I've spoken at</p> <p>4 seminars about MERS operations. I've tried to make</p> <p>5 myself as knowledgeable and conversant with MERS as 01:12:1</p> <p>6 I'm able to do.</p> <p>7 Q Can you take a look at the document that's</p> <p>8 been marked Exhibit 407?</p> <p>9 A Yes.</p> <p>10 Q And this is a document that you brought 01:12:31</p> <p>11 with you today?</p> <p>12 A I think I might have sent it out in the</p> <p>13 last few days.</p> <p>14 Q Your counsel -- counsel for the plaintiff</p> <p>15 provided this to us today. 01:12:41</p> <p>16 A Yes.</p> <p>17 Q Can you just tell me what this is?</p> <p>18 MR. STURDEVANT: Let me just state, Mr.</p> <p>19 Reidy, that I provided you with a copy of what's</p> <p>20 been marked as Exhibit 407 this morning. I think it 01:12:49</p> <p>21 may have been produced previously, but I wasn't sure</p> <p>22 about that, so I brought it to make sure that you</p> <p>23 have it.</p> <p>24 MR. REIDY: Okay.</p> <p>25 BY MR. REIDY: 01:13:02</p> <p style="text-align: right;">Page 48</p>
<p>1 <u>this corporate resolution related to ReconTrust in</u></p> <p>2 <u>any way?</u></p> <p>3 A <u>There was extensive testimony about a MERS</u></p> <p>4 <u>corporate resolution to ReconTrust by the 30(b)(6)</u></p> <p>5 <u>witness for MERS. 01:10:34</u></p> <p>6 Q <u>Are you talking about testimony in this</u></p> <p>7 <u>case?</u></p> <p>8 A Yes.</p> <p>9 Q <u>Did you review that corporate resolution?</u></p> <p>10 A I did not. 01:10:42</p> <p>11 Q Do you know whether it is the same as this</p> <p>12 one in substance, the language?</p> <p>13 A I've seen many, many MERS corporate</p> <p>14 resolutions that are most -- the only variation I've</p> <p>15 seen is when they've changed the form. I think it 01:10:54</p> <p>16 was in 2009 or 2010. And Hultman stopped signing</p> <p>17 them.</p> <p>18 Q Did you rely on this document in any way to</p> <p>19 form the opinions expressed in your report?</p> <p>20 A I relied upon my knowledge about the MERS 01:11:25</p> <p>21 manner of operation, including my knowledge about</p> <p>22 this form.</p> <p>23 Q And how would you describe your knowledge</p> <p>24 of the MERS operation?</p> <p>25 A Well, I was involved as counsel for a party 01:11:48</p> <p style="text-align: right;">Page 47</p>	<p>1 Q Can you tell us what it is? Did you author</p> <p>2 this document?</p> <p>3 A Yes.</p> <p>4 Q And just briefly describe for us what this</p> <p>5 is. 01:13:09</p> <p>6 A It's a memorandum to a uniform law study --</p> <p>7 law -- to a Uniform Law Commission study committee</p> <p>8 on mortgage foreclosure procedures that I wrote on</p> <p>9 December 7, 2011.</p> <p>10 Q And were you invited to submit this 01:13:23</p> <p>11 memorandum?</p> <p>12 A I was participating in the study</p> <p>13 committee's work as an observer.</p> <p>14 Q It references on the first line of the</p> <p>15 introduction the JEBURPA, all caps, letter to the 01:13:35</p> <p>16 ULC Committee. What does that refer to?</p> <p>17 A I don't remember what the acronym stands</p> <p>18 for. It's another Uniform Law Commission committee</p> <p>19 dealing with real estate law to my memory.</p> <p>20 Q And lastly, just to authenticate these, can 01:14:06</p> <p>21 you take a look at the document that's been marked</p> <p>22 as Exhibit 408?</p> <p>23 A Yes.</p> <p>24 Q Can you confirm that that's a copy of the</p> <p>25 report that you prepared for this case? 01:14:14</p> <p style="text-align: right;">Page 49</p>

Pages 46 to 49

<p>1 A Yes. It looks like it.</p> <p>2 Q Do you understand that in California</p> <p>3 nonjudicial foreclosures, the mortgages at issue</p> <p>4 involve Deeds of Trust --</p> <p>5 A Yes. 01:14:52</p> <p>6 Q -- as opposed to mortgages as we talked</p> <p>7 about?</p> <p>8 A Yes.</p> <p>9 Q Do you have an understanding of who the</p> <p>10 parties are to a Deed of Trust? 01:14:59</p> <p>11 A I think so.</p> <p>12 Q Can you explain your understanding of that?</p> <p>13 A There's the lender who lent the money to</p> <p>14 the borrower; there's the borrower who borrowed the</p> <p>15 money; and there's a trustee who has involvement in 01:15:13</p> <p>16 the sale of the property and in the handling of</p> <p>17 notices of default, those kinds of activities.</p> <p>18 Q And what's that knowledge based on?</p> <p>19 A I don't know how to describe it other than</p> <p>20 what I've learned over the last five years following 01:15:32</p> <p>21 the LISTSERVS I spoke about this morning, reading</p> <p>22 the materials in this case.</p> <p>23 Q Do you agree that trustees under a</p> <p>24 California Deed of Trust have a clearly defined and</p> <p>25 limited role? 01:15:53</p> <p style="text-align: right;">Page 50</p>	<p>1 the steps?</p> <p>2 A Well, I'm aware that a Notice of Default is</p> <p>3 required to be sent to the borrower and I believe</p> <p>4 recorded. And then the matter proceeds to a trustee</p> <p>5 sale. 01:17:46</p> <p>6 Q Do you have an understanding of whether the</p> <p>7 contents of the Notice of Default are governed by</p> <p>8 statute?</p> <p>9 A I do not.</p> <p>10 Q Do you have any understanding of the rules 01:18:01</p> <p>11 governing how foreclosure trustees are compensated</p> <p>12 in California?</p> <p>13 A No.</p> <p>14 Q Do you have an opinion about who has</p> <p>15 authority to issue a Notice of Default in a 01:18:19</p> <p>16 California nonjudicial foreclosure sale?</p> <p>17 A No.</p> <p>18 Q I'm going to hand you what's been</p> <p>19 previously marked as Exhibit 2 in the deposition of</p> <p>20 Tamburri and that she identified as the Deed of 01:18:55</p> <p>21 Trust on her mortgage loan, the loan that's at issue</p> <p>22 in this case.</p> <p>23 (Previously marked Exhibit 2 was presented</p> <p>24 to the witness.)</p> <p>25 BY MR. REIDY: 01:19:07</p> <p style="text-align: right;">Page 52</p>
<p>1 A That is my understanding.</p> <p>2 Q Would you describe that role as purely</p> <p>3 ministerial?</p> <p>4 A I don't think I have the capacity to</p> <p>5 describe it that way. 01:16:10</p> <p>6 Q What do you mean?</p> <p>7 A They're obligated to do what the</p> <p>8 instruments and the statutes require them to do. I</p> <p>9 guess ministerial is your characterization of it.</p> <p>10 Q Would you agree that a foreclosure trustee 01:16:24</p> <p>11 in California is not a true trustee?</p> <p>12 A Not a -- it is not a trustee in the sense</p> <p>13 of a trustee in a bank trust department. I agree</p> <p>14 with that.</p> <p>15 Q Do you agree that a foreclosure trustee has 01:16:38</p> <p>16 no fiduciary obligations?</p> <p>17 A I don't have a basis to agree or disagree</p> <p>18 with that.</p> <p>19 Q So you don't know?</p> <p>20 A I do not know. 01:16:51</p> <p>21 Q Are you aware of the steps that need to be</p> <p>22 taken for a judicial foreclosure -- I'm sorry, a</p> <p>23 nonjudicial foreclosure to occur in California?</p> <p>24 A I'm aware of some of the steps.</p> <p>25 Q Can you articulate your understanding of 01:17:25</p> <p style="text-align: right;">Page 51</p>	<p>1 Q Do you recognize that document?</p> <p>2 A I've seen it.</p> <p>3 Q Did you review this in preparing your</p> <p>4 report in this case?</p> <p>5 A Yes. 01:19:20</p> <p>6 Q Do you have an opinion about whether a</p> <p>7 foreclosure trustee in California is protected from</p> <p>8 liability in connection with the nonjudicial</p> <p>9 foreclosure?</p> <p>10 MR. STURDEVANT: Could I have the question 01:19:58</p> <p>11 read back, please?</p> <p>12 (Record read as follows:</p> <p>13 "QUESTION: Do you have an opinion</p> <p>14 about whether a foreclosure trustee in</p> <p>15 California is protected from liability in 01:20:11</p> <p>16 connection with the nonjudicial</p> <p>17 foreclosure?")</p> <p>18 THE WITNESS: No.</p> <p>19 BY MR. REIDY:</p> <p>20 Q You don't know? 01:20:14</p> <p>21 A I don't have an opinion about it.</p> <p>22 Q Do you have an opinion about whether a</p> <p>23 trustee in a California nonjudicial foreclosure is</p> <p>24 entitled to rely in good faith on representations</p> <p>25 made to the trustee by the beneficiary or the 01:20:34</p> <p style="text-align: right;">Page 53</p>

Pages 50 to 53



<p>1 servicer?</p> <p>2 A No.</p> <p>3 Q Do you have an understanding when a trustee</p> <p>4 prepares a Notice of Default in a California</p> <p>5 nonjudicial foreclosure, do you have an 01:20:50</p> <p>6 understanding about where the trustee gets the</p> <p>7 information that goes into that Notice of Default?</p> <p>8 A My understanding is the information comes</p> <p>9 from the lender.</p> <p>10 Q Do you have an opinion as to whether a 01:21:11</p> <p>11 foreclosure trustee in a California nonjudicial</p> <p>12 foreclosure has an independent obligation to</p> <p>13 investigate or verify the information provided by</p> <p>14 the lender?</p> <p>15 A No. I don't have -- I do not have an 01:21:25</p> <p>16 opinion.</p> <p>17 Q Do you believe that a party initiating</p> <p>18 foreclosure in California needs to be in possession</p> <p>19 of the original note?</p> <p>20 A I recall seeing case law suggesting that -- 01:21:41</p> <p>21 that the party need not be in possession of the</p> <p>22 note.</p> <p>23 Q Need not be?</p> <p>24 A Yes.</p> <p>25 Q Do you intend to offer any opinion on 01:21:58</p> <p style="text-align: right;">Page 54</p>	<p>1 in the report, what did you mean?</p> <p>2 A It's -- the word's in quotes because it's</p> <p>3 not my word. It's a word that's been coined. My --</p> <p>4 I don't use the word generally. What I refer to is</p> <p>5 people who sign affidavits and other documents that 01:23:45</p> <p>6 are either false, where they have no knowledge of</p> <p>7 the contents of those documents, or the</p> <p>8 notarizations are false.</p> <p>9 Q And do any of those circumstances apply in</p> <p>10 your view to the mortgage, the foreclosure documents 01:24:21</p> <p>11 of Ms. Tamburri in this case?</p> <p>12 A Yes.</p> <p>13 Q And are you referring to the substitution</p> <p>14 and assignment?</p> <p>15 A Yes. 01:24:31</p> <p>16 Q Are you referring to any other documents?</p> <p>17 A No.</p> <p>18 Q Just that one?</p> <p>19 A Yes.</p> <p>20 Q So as far as you know, the Notice of 01:24:36</p> <p>21 Default that was issued is not improper in your</p> <p>22 opinion?</p> <p>23 A I didn't make an evaluation of it.</p> <p>24 Q Did you make an evaluation as to whether</p> <p>25 ReconTrust was authorized to issue that Notice of 01:24:46</p> <p style="text-align: right;">Page 56</p>
<p>1 securitization of mortgage obligations in this case?</p> <p>2 A No.</p> <p>3 Q Do you consider yourself an expert on</p> <p>4 securitization?</p> <p>5 A No. 01:22:13</p> <p>6 Q Do you consider yourself an expert on</p> <p>7 robo-signing?</p> <p>8 A I don't even know what that word means.</p> <p>9 Q Can you turn your attention to Exhibit 408.</p> <p>10 That's your report. 01:22:49</p> <p>11 A Yes.</p> <p>12 Q On page 1, halfway down the page, can you</p> <p>13 read the paragraph that starts with the words "I</p> <p>14 helped"?</p> <p>15 A I said: 01:23:04</p> <p>16 "I helped to expose the foreclosure</p> <p>17 'robo-signing' scandal with the deposition</p> <p>18 that I took of GMAC Mortgage's 'limited</p> <p>19 signing officer,' Jeffery Stephan, in 2010,</p> <p>20 and my subsequent successful efforts to 01:23:16</p> <p>21 force GMAC to halt its improper foreclosure</p> <p>22 practices."</p> <p>23 Q Did you draft this section of the report?</p> <p>24 A Yes.</p> <p>25 Q And when you used the term "robo-signing" 01:23:26</p> <p style="text-align: right;">Page 55</p>	<p>1 Default?</p> <p>2 A No.</p> <p>3 Q Did you make an evaluation of the order in</p> <p>4 which the documents were signed? And the documents</p> <p>5 I'm referring to are, one, the Notice of Default; 01:24:57</p> <p>6 and two, the substitution and assignment?</p> <p>7 A No.</p> <p>8 Q You have no opinion about the order in</p> <p>9 which those documents were signed?</p> <p>10 A I did not form an opinion about that. 01:25:06</p> <p>11 Q So if I told you that the Notice of Default</p> <p>12 was signed first and the sub-assignment was signed</p> <p>13 second, you would have no basis to disagree with</p> <p>14 that statement?</p> <p>15 A The facts are what the facts are. I don't 01:25:17</p> <p>16 know what order they were signed in.</p> <p>17 Q Okay. Do you believe that a Notice of</p> <p>18 Default or a substitution and assignment in</p> <p>19 California is required to be supported by competent</p> <p>20 and reliable evidence? 01:25:36</p> <p>21 A Would you ask that again?</p> <p>22 Q Do you believe that a Notice of Default or</p> <p>23 a substitution and assignment in California is</p> <p>24 required to be supported by competent and reliable</p> <p>25 evidence? 01:25:55</p> <p style="text-align: right;">Page 57</p>

Pages 54 to 57

<p>1 A I believe that there has to be a basis for 2 the Substitution of Trustee and Assignment. 3 Q Do you draw any distinction between that 4 basis and the phrase competent and reliable evidence 5 or competent evidence? 01:26:29 6 A I think the phrase competent and reliable 7 evidence as used in my report is referring to my 8 view that somebody signing a document on behalf of a 9 corporation has got to have a valid basis to believe 10 that he or she has the right to act on behalf of the 01:26:56 11 corporation and the act is an appropriate one for 12 the corporation. 13 Q Can you look at paragraph 8 of your report? 14 Is that the provision you're -- 15 A Yes. 01:27:22 16 Q -- referring to? 17 A Yes. 18 Q So does that go to the issue of whether Ms. 19 Sevillano in this case was authorized to sign that 20 document on behalf of MERS? Is that -- 01:27:35 21 MR. STURDEVANT: Objection. Vague and 22 ambiguous. Does what go? 23 BY MR. REIDY: 24 Q Do you understand the question? 25 A I don't think I do. 01:27:43</p> <p style="text-align: right;">Page 58</p>	<p>1 Q Mr. Cox, we've handed you a number of 2 documents, so let's just do some housekeeping. Do 3 you have in front of you the document that's been 4 marked Exhibit 409? It's a California -- 5 A I do. 01:33:21 6 Q -- statute. 7 A Yes. 8 Q Can you confirm that that's the statute 9 that you meant to refer to in your report? 10 A Yes. 01:33:30 11 MR. STURDEVANT: Take a moment and look at 12 it, because the document that they've marked is a 13 statute that became effective January 1, 2011. 14 THE WITNESS: Okay. 15 Are you representing, Mr. Reidy, that this 01:33:41 16 is the current version of the statute without 17 amendments? 18 BY MR. REIDY: 19 Q I believe it is. I -- I hadn't noticed 20 that issue before. I don't know if there was a 01:33:58 21 different version in effect prior to 2011. 22 But let me ask you, Mr. Cox, do you recall 23 what the source was for the version of 1185 that you 24 reviewed? And I'm referring to Civil Code Section 25 1185. 01:34:15</p> <p style="text-align: right;">Page 60</p>
<p>1 Q Okay. Your -- your previous testimony was 2 that the phrase competent and reliable evidence as 3 used in your report means that somebody signing on 4 behalf of a corporation has to have some valid basis 5 to believe they're authorized to sign for that 01:27:59 6 corporation. And I'm asking you if that's what 7 paragraph 8 in your report refers to, that issue? 8 A In part. 9 Q What else does paragraph 8 refer to? 10 A Well, in my view, the Sevillano document 01:28:30 11 was not accurate in suggesting that MERS in its own 12 name had the power to substitute a trustee or to 13 assign the note. That wasn't accurate in its 14 implication that MERS actually had any interest in 15 the note that it could assign. 01:28:51 16 MR. REIDY: Let's go off the record for a 17 second. 18 VIDEO OPERATOR: Going off the record. The 19 time is 1:29. 20 (Discussion off the record.) 01:32:53 21 (Deposition Exhibit 409 marked by the court 22 reporter.) 23 VIDEO OPERATOR: Back on the record. The 24 time is 1:33. Please continue. 25 BY MR. REIDY: 01:33:10</p> <p style="text-align: right;">Page 59</p>	<p>1 A My memory is that I looked at it on Lexis. 2 Q Do you believe you were looking at the 3 version that's in effect today? 4 A I think so. 5 Q I presume that, like me, you don't know 01:34:26 6 whether this version was in effect prior to 7 January 1st, 2011? 8 A I don't. 9 Q Okay. 10 In your report on page 2, paragraph 2, you 01:34:44 11 discuss the Assignment of Deed of Trust and 12 Substitution of Trustee. And I've been referring to 13 that document as the substitution and assignment or 14 the substitution. 15 A Okay. 01:35:01 16 Q Do you understand that that's the document 17 that I'm referring to? 18 A Yes. 19 Q You state that in paragraph 2 that the date 20 on the document is June 8 and the notarization date 01:35:08 21 is June 10th, but the document was not recorded 22 until June 21st, 2010. I'm reading from paragraph 23 2. 24 I've handed you a copy of what was 25 previously marked as Tamburri Exhibit 28. Can you 01:35:25</p> <p style="text-align: right;">Page 61</p>

Pages 58 to 61

<p>1 take a look at that and confirm that that's the 2 substitution you were looking at? 3 (Previously marked Exhibit 28 was presented 4 to the witness.) 5 THE WITNESS: It is. 01:35:39 6 BY MR. REIDY: 7 Q Do you have an opinion about when that 8 document was signed? 9 A No. 10 Q Have you reviewed the testimony of Tina 01:35:43 11 Sevillano stating that she signed it on June 10, 12 2010? 13 A I think my memory of her testimony is 14 different. 15 Q What's your memory of her testimony? 01:35:57 16 A That she didn't have a specific memory of 17 signing this document. 18 Q Do you have any reason to believe that she 19 did not sign it on June 10? 20 A Yes. 01:36:14 21 Q And what's the -- what's your belief? 22 A It's dated June 8th. 23 Q Have you reviewed the testimony in this 24 case that the document was printed on June 8th but 25 signed on June 10th? 01:36:26 Page 62</p>	<p>1 BY MR. REIDY: 2 Q Do you have any reason to believe that that 3 testimony is not true? 4 A No. 5 Q So according to the testimony, the document 01:37:54 6 was printed on June 8th and signed sometime after 7 that? 8 MR. STURDEVANT: Objection. Which 9 testimony are you referring to, Counsel? 10 BY MR. REIDY: 01:38:05 11 Q Is that your understanding of the 12 testimony? 13 MR. STURDEVANT: Objection. Which 14 testimony are you referring to? 15 MR. REIDY: The testimony in the case. 01:38:08 16 MR. STURDEVANT: Which testimony? 17 MR. REIDY: The witness referred to 18 testimony that he has reviewed of Tina Sevillano. 19 MR. STURDEVANT: Well, I believe that that 20 -- I believe that your question is not referring 01:38:16 21 specifically to the testimony of Ms. Sevillano. 22 MR. REIDY: Okay. 23 MR. STURDEVANT: If it is, I think you 24 should make the record clear and say so. 25 MR. REIDY: And you're entitled to state 01:38:25 Page 64</p>
<p>1 A I've seen that testimony. 2 Q Do you have any reason to believe that that 3 testimony is not true? 4 A To the extent that the person signing it 5 says she doesn't remember signing it, that's what 01:36:40 6 would cause me to doubt that. 7 Q Independent of her memory of signing it, 8 I'm focused on the testimony that the foreclosure 9 documents were printed on June 10, but that the 10 sub-assignment was executed on June -- I'm sorry, 01:36:58 11 printed on June 8th but signed on June 10. Are you 12 aware of that testimony? 13 A I don't think I'm understanding. What I'm 14 seeing is a document that is dated June 8. It has a 15 signature on it. There's a notary certificate that 01:37:19 16 has a date of June 10th on it, but there's nothing 17 there that tells me that the person who signed this 18 signed this on June 10th. 19 Q Are you aware of the testimony that the 20 June 8th date appears on the document because that's 01:37:37 21 when the documents were printed? 22 A I'm aware of that 23 MR. STURDEVANT: Objection. Asked and 24 answered. 25 THE WITNESS: I'm aware of that testimony. 01:37:44 Page 63</p>	<p>1 your objections for the record. I'm not going to 2 get into speaking objections. 3 THE WITNESS: I think you better ask it 4 again. 5 BY MR. REIDY: 01:38:35 6 Q I'm trying to get an understanding of what 7 you're prepared to express an opinion about and what 8 you're not expressing an opinion about. So let me 9 just break this down into two pieces. The first 10 piece is whether you have any reason to dispute that 01:38:46 11 the document was printed on June 8th and signed on 12 June 10? 13 MR. STURDEVANT: Objection. That question 14 has been asked and answered. 15 MR. REIDY: Okay. 01:38:58 16 BY MR. REIDY: 17 Q The second piece -- and I believe you said 18 you didn't have any basis to disagree with that; is 19 that right? 20 MR. STURDEVANT: Objection. He said that 01:39:05 21 there's no information on this document that 22 indicates when it was printed. 23 MR. REIDY: Jim, I don't need your 24 testimony. I don't need your testimony. You can 25 state your objections for the record, but I'm not 01:39:14 Page 65</p>

Pages 62 to 65

<p>1 going to argue --</p> <p>2 MR. STURDEVANT: You are misstating his</p> <p>3 prior testimony.</p> <p>4 MR. REIDY: Then the objection is misstates</p> <p>5 the prior testimony. The witness can clarify. So 01:39:21</p> <p>6 we're not going to do this.</p> <p>7 BY MR. REIDY:</p> <p>8 Q Go ahead.</p> <p>9 A I saw testimony stating that the document</p> <p>10 was printed on June 8th by Ms. -- I think that was 01:39:34</p> <p>11 Ms. Sevillano's testimony, although I don't think</p> <p>12 she knew who printed it or when it was printed. She</p> <p>13 didn't say that she did. And I see a notary</p> <p>14 certificate on this document that is dated</p> <p>15 June 10th, and I see testimony from the notary 01:39:51</p> <p>16 saying that that date isn't right.</p> <p>17 Q And what testimony are you referring to?</p> <p>18 A The testimony that I was provided this</p> <p>19 morning from I believe that notary's testimony last</p> <p>20 week. 01:40:08</p> <p>21 Q Did you bring a copy of that with you?</p> <p>22 A We did. We had it here on the table</p> <p>23 earlier this morning.</p> <p>24 Q Can you take a look at the document you're</p> <p>25 holding and tell me where in that testimony the 01:40:26</p> <p style="text-align: right;">Page 66</p>	<p>1 the first time this morning, that the witness</p> <p>2 appeared to be stating that his notary certificate</p> <p>3 was signed by him on June 11th rather than</p> <p>4 June 10th.</p> <p>5 BY MR. REIDY: 01:42:14</p> <p>6 Q So is it your testimony that based on your</p> <p>7 review, that there's some uncertainty as to whether</p> <p>8 the document was signed on June 10th or June 11th;</p> <p>9 is that correct?</p> <p>10 MR. STURDEVANT: Objection. Vague and 01:42:23</p> <p>11 ambiguous as to the phrase "some uncertainty." It's</p> <p>12 vague as to time.</p> <p>13 THE WITNESS: And I'm sorry, I'm not clear.</p> <p>14 Whose signature are you talking about?</p> <p>15 BY MR. REIDY: 01:42:39</p> <p>16 Q I'm talking about the date on which the</p> <p>17 notary acknowledged Tina Sevillano's signature. Is</p> <p>18 it your testimony that that may have occurred on</p> <p>19 June 11th as opposed to June 10th?</p> <p>20 A I -- I have no basis to know what that 01:42:52</p> <p>21 gentleman did. All I can do is read his testimony</p> <p>22 like you can.</p> <p>23 Q You testified before that your</p> <p>24 understanding was that Tina Sevillano didn't know</p> <p>25 who printed the document and didn't know when it was 01:43:17</p> <p style="text-align: right;">Page 68</p>
<p>1 notary states that he did not execute the signature</p> <p>2 on June 10?</p> <p>3 MR. STURDEVANT: Why don't we take a couple</p> <p>4 of minutes for Mr. Cox to review it because we only</p> <p>5 got it this morning. 01:40:42</p> <p>6 MR. REIDY: Yes.</p> <p>7 MS. FROHLICH: We can stay on the record.</p> <p>8 MR. STURDEVANT: Excuse me.</p> <p>9 MS. FROHLICH: I don't need a break or</p> <p>10 anything. I was just going to say I'm fine with 01:40:49</p> <p>11 staying on the record.</p> <p>12 THE WITNESS: I'm looking at page -- I</p> <p>13 guess it's page 22. I'm confused where the page</p> <p>14 numbers are. Page -- I'm looking at page 21, line</p> <p>15 25. 01:40:59</p> <p>16 MR. STURDEVANT: All right. Just take a</p> <p>17 moment to read it to yourself so that you can answer</p> <p>18 Mr. Reidy's question.</p> <p>19 THE WITNESS: Okay. I take the question</p> <p>20 and answers -- it looks like the question and 01:41:24</p> <p>21 answers begin on the bottom of page 20 and carry</p> <p>22 through to page 23, a series of questions and</p> <p>23 answers about when the various entries in the</p> <p>24 notary's journal were made. And it was my</p> <p>25 understanding from his testimony, having seen it for 01:41:40</p> <p style="text-align: right;">Page 67</p>	<p>1 printed. Is that an accurate characterization of</p> <p>2 your testimony?</p> <p>3 A Her testimony is going to have to speak for</p> <p>4 itself. My reading of it was that she was</p> <p>5 interpreting the date of June 8th to tell her that 01:43:37</p> <p>6 somebody else generated the document on June 8th.</p> <p>7 Q And that it was signed by her subsequently</p> <p>8 on June 10th?</p> <p>9 A That's not what I understood her testimony</p> <p>10 to be. I understood her testimony to be that she 01:43:50</p> <p>11 didn't remember signing this document.</p> <p>12 Q And that based on the testimony of Mr.</p> <p>13 Afzal, you believe that she may have signed it on</p> <p>14 June 10th or June 11th, that the notary record is</p> <p>15 unclear? 01:44:08</p> <p>16 MR. STURDEVANT: Objection. Vague and</p> <p>17 ambiguous.</p> <p>18 THE WITNESS: I don't understand that Mr.</p> <p>19 Afzal's testimony says -- states when she signed the</p> <p>20 document. 01:44:18</p> <p>21 BY MR. REIDY:</p> <p>22 Q Mr. Cox, the notary stamp states when she</p> <p>23 signed the document.</p> <p>24 A I disagree with you.</p> <p>25 Q So you disagree that the stamp on the 01:44:31</p> <p style="text-align: right;">Page 69</p>

Pages 66 to 69

<p>1 document in front of you states June 10th?</p> <p>2 MR. STURDEVANT: Which document are you</p> <p>3 talking about, Mr. Reidy?</p> <p>4 MR. REIDY: We've been talking about the</p> <p>5 Substitution of Assignment. 01:44:41</p> <p>6 MR. STURDEVANT: Well, you've been talking</p> <p>7 about a number of documents, so I just wanted to be</p> <p>8 clear.</p> <p>9 THE WITNESS: The notary certificate does</p> <p>10 not state what date Ms. Sevillano signed the 01:44:48</p> <p>11 document.</p> <p>12 BY MR. REIDY:</p> <p>13 Q Can you look at the document that's been</p> <p>14 marked as Exhibit 409? That's the statute.</p> <p>15 A Yes. 01:45:12</p> <p>16 Q Is it your opinion that the acknowledgment</p> <p>17 on the sub-assignment does not comply with this</p> <p>18 statute?</p> <p>19 A I don't know whether Ms. Sevillano appeared</p> <p>20 before the notary and acknowledged the document. I 01:45:33</p> <p>21 think there's significant doubt whether she did.</p> <p>22 Q Do you have any doubt as to whether Mr.</p> <p>23 Afzal knew Tina Sevillano?</p> <p>24 A I have no doubt about that. He says he</p> <p>25 did. 01:45:53</p> <p style="text-align: right;">Page 70</p>	<p>1 Q Can you turn to page 3 of your report,</p> <p>2 paragraph 3. In the middle of the paragraph there's</p> <p>3 a sentence that begins "It appears." Do you see</p> <p>4 that?</p> <p>5 A Yes. 01:48:04</p> <p>6 Q Could you read that for the record, please?</p> <p>7 A "It appears that Mr. Afzal has</p> <p>8 willfully kept public records from review,</p> <p>9 presumably due to the fact that his many</p> <p>10 notary journals contain other evidence of 01:48:14</p> <p>11 similar unlawful acts."</p> <p>12 Q When you use the phrase "presumably due to</p> <p>13 the fact that his many notary journals contain other</p> <p>14 evidence of similar unlawful acts," do you know why</p> <p>15 Mr. Afzal kept his notary journals from the public 01:48:33</p> <p>16 record?</p> <p>17 A I do not know beyond whatever testimony</p> <p>18 exists in the case.</p> <p>19 Q So when you say that it's presumably based</p> <p>20 on evidence of similar unlawful acts, would you 01:48:45</p> <p>21 agree that that's speculation?</p> <p>22 A It's a presumption, yes.</p> <p>23 Q Do you consider yourself a handwriting</p> <p>24 expert?</p> <p>25 A No. 01:49:07</p> <p style="text-align: right;">Page 72</p>
<p>1 Q Are you prepared to express an opinion as</p> <p>2 part of your designation in this case as to whether</p> <p>3 Mr. Afzal's conduct complied or did not comply with</p> <p>4 Civil Code Section 1185?</p> <p>5 A To the extent that the facts show that Ms. 01:46:23</p> <p>6 Sevillano did not appear before him to acknowledge</p> <p>7 the document, then I don't believe he complied with</p> <p>8 the statute.</p> <p>9 Q Do you believe the facts show that?</p> <p>10 A The facts are not clear about that. 01:46:33</p> <p>11 Q So are you prepared to express an opinion</p> <p>12 that the conduct of Mr. Afzal in connection with the</p> <p>13 substitution and assignment did not comply with</p> <p>14 1185?</p> <p>15 A If the facts show that she did not appear 01:46:48</p> <p>16 before him, then he didn't comply.</p> <p>17 Q Mr. Cox, you've reviewed the evidence and</p> <p>18 issued a report. When we talked earlier you said</p> <p>19 that you intended in your report to cite Section</p> <p>20 Civil Code 1185. I'm asking you, based on the 01:47:04</p> <p>21 record that you've reviewed up to today, whether</p> <p>22 you're prepared to express an opinion on that issue</p> <p>23 today?</p> <p>24 A I have no way of expressing it beyond that</p> <p>25 which I've already expressed. 01:47:17</p> <p style="text-align: right;">Page 71</p>	<p>1 Q Do you intend to give testimony in this</p> <p>2 case on handwriting issues?</p> <p>3 A I do not intend to offer expert testimony</p> <p>4 on handwriting analysis.</p> <p>5 Q The next sentence in your report states 01:49:25</p> <p>6 that Mr. Afzal's signatures appear to vary, you say</p> <p>7 "vary dramatically."</p> <p>8 A Yes.</p> <p>9 Q Do you have any experience or</p> <p>10 qualifications as a handwriting analyst to testify 01:49:42</p> <p>11 about handwriting issues as they pertain to Mr.</p> <p>12 Afzal's signature?</p> <p>13 A I cannot offer expert testimony on</p> <p>14 handwriting analysis. When I look at his first</p> <p>15 application to be a notary and I look at his 01:49:56</p> <p>16 purported signature on Exhibit 28, they vary</p> <p>17 dramatically.</p> <p>18 Q Are you basing any of the opinions in this</p> <p>19 case on that variation?</p> <p>20 A It appears -- I think that variation is 01:50:26</p> <p>21 part of a pattern upon which my opinions are based.</p> <p>22 Q And what's the pattern?</p> <p>23 A The pattern of very sloppy conduct at</p> <p>24 ReconTrust dealing with the execution of documents</p> <p>25 such as this and their notarizations. 01:50:43</p> <p style="text-align: right;">Page 73</p>

Pages 70 to 73



<p>1 Q Okay. So the issue that we're focused on, 2 though, is not that -- well, let me ask you: Are 3 you focused on the question of whether there was 4 somebody else signing for Mr. Afzal? 5 A I have no basis to believe that. 01:50:56 6 Q Okay. Look at -- look at paragraph 4, if 7 you will, please. Can you read the first two 8 sentences of that paragraph, please? 9 A Would you pronounce her name for me so I 10 don't abuse it for the rest of the deposition? 01:51:45 11 Q It's Sevillano. 12 A "Ms. Sevillano testified at her 13 deposition that she had no knowledge 14 regarding the factual information presented 15 in the Assignment. For example, Ms. 01:51:56 16 Sevillano testified that she had never seen 17 Ms. Tamburri's Promissory Note and Deed of 18 Trust at issue in this case, but yet she 19 was signing a document that purported to 20 transfer the beneficial interest in both 01:52:10 21 documents." 22 Q Do you believe that Ms. Sevillano was 23 required to review the Note and Deed of Trust before 24 signing a document that purported to transfer the 25 beneficial interest? 01:52:30 Page 74</p>	<p>1 assigned interest in both the Note and the Deed of 2 Trust? 3 A The document says that the undersigned 4 hereby grants and assigns and conveys to U.S. Bank 5 all beneficial interest under that certain Deed of 01:54:44 6 Trust together with a note. 7 Q Do you believe that Ms. Sevillano was 8 prevented from signing as an assistant vice 9 president of MERS by virtue of the fact that she 10 hadn't spoken to anyone else at MERS? 01:55:15 11 A I don't -- I don't understand the question 12 the way you phrased it. 13 Q Your report says in paragraph 5 that: 14 "Ms. Sevillano...testified that she 15 has never spoken to any other employee or 01:55:26 16 officer of MERS." 17 Do you think that she was required to do 18 that in order to be designated an Assistant Vice 19 President of MERS? 20 MR. STURDEVANT: Objection to the -- to the 01:55:40 21 characterization of paragraph 5. You quoted only a 22 single clause. 23 THE WITNESS: I think you have to state it 24 again. I'm sorry. 25 BY MR. REIDY: 01:55:56 Page 76</p>
<p>1 A Restate the question again, please. 2 Q Do you believe that Ms. Sevillano was 3 required to review the Note and Deed of Trust before 4 signing a document that purported to transfer the 5 beneficial interest? 01:52:46 6 A No. 7 Q Do you believe that Ms. Sevillano had to 8 have knowledge of whether MERS received anything of 9 value from U.S. Bank for the assignment? 10 A Yes. 01:53:26 11 Q And what's the basis on which you make that 12 assessment? What's the basis for your opinion? 13 A Ms. Sevillano is purporting to act for MERS 14 and signing a document containing statements made on 15 behalf of MERS. And it's my opinion that she has a 01:53:48 16 duty to have a basis to believe the truth of those 17 statements. 18 Q What's the source of that duty in your 19 opinion? 20 A She's an officer of MERS. She owes a duty 01:54:09 21 to MERS to do that. 22 Q Do you have any knowledge of whether MERS 23 is challenging this assignment? 24 A I do not. 25 Q Is it your opinion that the assignment 01:54:28 Page 75</p>	<p>1 Q Well, I'm looking at the first sentence in 2 paragraph 5. Do you see that? 3 A Yes. 4 Q And it states that: 5 "Ms. Sevillano, who is identified as 01:56:06 6 an Assistant Vice President of MERS," that 7 she "testified that she has never spoken to 8 any other employee or officer of MERS, yet 9 she was given the prominent title of 10 Assistant Vice President of MERS and the 01:56:21 11 significant authority to transfer security 12 interests in residential real property 13 loans." 14 MR. STURDEVANT: Objection, Counsel. You 15 have misquoted the provision you wish to ask a 01:56:31 16 question about several times 17 BY MR. REIDY: 18 Q Looking at the first sentence of paragraph 19 5, what's the significance in your mind of the fact 20 that Ms. Sevillano "has never spoken to any other 01:56:50 21 employee or officer of MERS"? 22 A I think it's -- in my opinion, it's 23 inappropriate for a person to act as an officer of a 24 corporation about which that person has no knowledge 25 and no specific authority. 01:57:05 Page 77</p>

Pages 74 to 77

<p>1 Q <u>Inappropriate according to what standard?</u></p> <p>2 A <u>Corporate law standards.</u></p> <p>3 Q <u>In California?</u></p> <p>4 A <u>I can't speak to specific California case</u></p> <p>5 <u>law. As a matter of general corporate law, I don't</u> 01:57:17</p> <p>6 <u>think it's appropriate for somebody to purport to</u></p> <p>7 <u>act as an officer of a corporation about which that</u></p> <p>8 <u>person knows nothing and has no knowledge of what</u></p> <p>9 <u>the scope of his or her ability to act is.</u></p> <p>10 Q <u>Is it your understanding that Ms. Sevillano</u> 01:57:33</p> <p>11 <u>testified that she had no knowledge of her scope of</u></p> <p>12 <u>what she was authorized to do?</u></p> <p>13 A My memory of her testimony is that when she</p> <p>14 began working for ReconTrust, she was told by some</p> <p>15 person at Recon that she could sign documents for 01:57:48</p> <p>16 MERS, but that she had not seen any document that</p> <p>17 gave her that authority. My memory is also that she</p> <p>18 testified that at some later point she saw a</p> <p>19 document from MERS that had her listed as a signing</p> <p>20 officer. But I don't recall that she testified that 01:58:07</p> <p>21 she had any knowledge of the content of that</p> <p>22 document.</p> <p>23 Q <u>Do you believe the substitution and</u></p> <p>24 <u>assignment was necessary to initiate foreclosure</u></p> <p>25 <u>proceedings against Ms. Tamburri?</u> 01:58:20</p> <p style="text-align: right;">Page 78</p>	<p>1 A Exhibit 28 is signed by and purports to be</p> <p>2 done on behalf of Mortgage Electronic Registration</p> <p>3 Systems, Inc. apparently in its corporate capacity.</p> <p>4 There's no mention in the document of it acting in</p> <p>5 its nominee capacity for the lender. I don't see 01:59:57</p> <p>6 any evidence in the case that MERS in its corporate</p> <p>7 capacity or outside of its nominee capacity had the</p> <p>8 power to substitute a trustee in this case.</p> <p>9 Q <u>Do you believe that a trustee named in a</u></p> <p>10 <u>recorded Substitution of Trustee like this one is</u> 02:00:19</p> <p>11 <u>deemed to be authorized to act as the trustee?</u></p> <p>12 A I don't think I understand your question.</p> <p>13 Q <u>Just on the face of the document, do you</u></p> <p>14 <u>believe that the substitution itself cannot serve as</u></p> <p>15 <u>conclusive evidence of the authority of the</u> 02:00:38</p> <p>16 <u>substituted trustee?</u></p> <p>17 A <u>I don't know that.</u></p> <p>18 Q <u>Do you have an opinion about that one way</u></p> <p>19 <u>or the other?</u></p> <p>20 A <u>No.</u> 02:00:46</p> <p>21 Q <u>Do you understand that ReconTrust was not a</u></p> <p>22 <u>loan servicer in this case?</u></p> <p>23 A I do understand that.</p> <p>24 Q <u>That it was only acting as a foreclosure</u></p> <p>25 <u>trustee?</u> 02:01:10</p> <p style="text-align: right;">Page 80</p>
<p>1 A I don't know that.</p> <p>2 Q <u>We've been talking about the document to</u></p> <p>3 <u>the extent that it purports to assign a beneficial</u></p> <p>4 <u>interest. The document also purports to substitute</u></p> <p>5 <u>ReconTrust as trustee. Would you agree with that</u> 01:58:57</p> <p>6 <u>assessment?</u></p> <p>7 A Yes.</p> <p>8 Q <u>That characterization?</u></p> <p>9 A I'm sorry, say it again?</p> <p>10 Q <u>There are two aspects to the document.</u> 01:59:07</p> <p>11 A Right, right.</p> <p>12 Q <u>And we've been talking about the assignment</u></p> <p>13 <u>aspect.</u></p> <p>14 A Yes, yes.</p> <p>15 Q <u>I was going to ask you about the</u> 01:59:13</p> <p>16 <u>Substitution of Trustee.</u></p> <p>17 A Yes.</p> <p>18 Q <u>Do you, as part of your opinions in this</u></p> <p>19 <u>case, take any issue with the mechanism by which</u></p> <p>20 <u>ReconTrust was substituted in as trustee?</u> 01:59:22</p> <p>21 A Yes.</p> <p>22 Q <u>And is that based on your misgivings about</u></p> <p>23 <u>Ms. Sevillano and her authority to sign for MERS?</u></p> <p>24 A Not entirely.</p> <p>25 Q <u>What else is it based on?</u> 01:59:38</p> <p style="text-align: right;">Page 79</p>	<p>1 A I'm not sure I know exactly what it was</p> <p>2 doing, but I've been told that it was not a</p> <p>3 servicer.</p> <p>4 Q <u>Are your opinions in this case based on the</u></p> <p>5 <u>presumption that Ms. Tamburri was in default under</u> 02:01:28</p> <p>6 <u>her loan, or do you dispute that?</u></p> <p>7 A I haven't made any analysis of that at all.</p> <p>8 Q <u>Is it your opinion that the Deed of Trust</u></p> <p>9 <u>that she signed securing the loan that's at issue</u></p> <p>10 <u>here, is it your opinion that that Deed of Trust</u> 02:01:54</p> <p>11 <u>conferred a right to foreclose?</u></p> <p>12 A It appears to.</p> <p>13 Q <u>Do you have an opinion as to who held that</u></p> <p>14 <u>right?</u></p> <p>15 A Paragraph 22 of the document says that that 02:02:26</p> <p>16 right is the lender's right. It says that the</p> <p>17 lender may invoke the power of sale and all other</p> <p>18 remedies permitted by applicable law.</p> <p>19 Q <u>Do you believe that that applies to agents</u></p> <p>20 <u>of the lender?</u> 02:02:51</p> <p>21 A I don't know that.</p> <p>22 Q <u>Do you have an opinion as to what entities</u></p> <p>23 <u>in California are entitled to conduct a trustee's</u></p> <p>24 <u>sale in a nonjudicial foreclosure?</u></p> <p>25 A The document provides that the trustee may 02:03:07</p> <p style="text-align: right;">Page 81</p>

Pages 78 to 81



<p>1 execute a written notice of occurrence --  2 (Reporter clarification.)  3 Document says that the trustee may execute  4 a written notice of the occurrence of the event of  5 the default and of the lender's election to cause 02:03:22  6 the properties to be sold. The document provides  7 that the trustee shall give public notice of the  8 sale and provides that the trustee shall sell the  9 property and deliver the proceeds to the lender.  10 <b>Q Apart from your review of the Deed of 02:03:44</b>  11 <b>Trust, do you have any independent opinion on who in</b>  12 <b>a California nonjudicial foreclosure sale, who is</b>  13 <b>entitled to conduct the sale?</b>  14 A No.  15 MR. REIDY: Let's go off the record. 02:04:40  16 VIDEO OPERATOR: This marks the end of  17 volume 1, media No. 1 of the deposition of Thomas A.  18 Cox. The time is 2:04 p.m. We're off the record.  19 (Recess.)  20 VIDEO OPERATOR: We are back on the record 02:22:51  21 at 2:22 p.m. This marks the beginning of volume 1,  22 media No. 2 of the deposition of Thomas A. Cox.  23 Please continue.  24 BY MR. REIDY:  25 <b>Q Mr. Cox, can you take a look at paragraph 7 02:23:08</b></p> <p style="text-align: right;">Page 82</p>	<p>1 MERS?  2 A Yes.  3 <b>Q That's what dubious authority --</b>  4 A Yes.  5 <b>Q -- means? 02:24:56</b>  6 A Yes.  7 <b>Q Is it your opinion that she had no</b>  8 <b>authority to sign for MERS or just that the</b>  9 <b>authority was in question?</b>  10 A It's my understanding that MERS had no 02:25:14  11 interest in the note so that Ms. Sevillano had no  12 authority to transfer the note.  13 <b>Q And I'm referring to her authority to sign</b>  14 <b>as an officer of MERS.</b>  15 A I guess you have to ask a question. 02:25:44  16 <b>Q Do you understand the distinction?</b>  17 A I don't even know -- you've totally lost  18 me. Would you start over?  19 <b>Q Okay. Let me start over. I don't want to</b>  20 <b>lose you. 02:25:55</b>  21 <b>You just referred to the question of</b>  22 <b>whether MERS had any interest in the note. Assume</b>  23 <b>for the purpose of this question that MERS did have</b>  24 <b>an interest. Are you prepared to express an opinion</b>  25 <b>that Ms. Sevillano, the individual, was authorized 02:26:18</b></p> <p style="text-align: right;">Page 84</p>
<p>1 of your report. The first sentence references  2 "borrowers," plural. Do you see that?  3 A I do.  4 <b>Q What -- does that include Ms. Tamburri?</b>  5 A Yes. 02:23:50  6 <b>Q Actually, for -- let's do this for the</b>  7 <b>record. Could you read that first sentence in its</b>  8 <b>entirety, please?</b>  9 A "Thus, Mrs. Sevillano attempted to  10 transfer title as an officer of MERS, with 02:23:59  11 dubious authority, and with this improper  12 transfer of title, initiated foreclosure  13 proceedings against unsuspecting,  14 vulnerable borrowers, many of whom almost  15 certainly had neither knowledge or the 02:24:17  16 resources to challenge said improprieties."  17 <b>Q I want to break that down. We've talked</b>  18 <b>about -- well, we've touched on the authority issue.</b>  19 <b>Is that which you were referring to when you said</b>  20 <b>"dubious authority"?</b> 02:24:35  21 MR. STURDEVANT: Objection. Vague and  22 ambiguous.  23 BY MR. REIDY:  24 <b>Q Were you referring to whether Ms. Sevillano</b>  25 <b>had authority to execute the sub-assignment for 02:24:43</b></p> <p style="text-align: right;">Page 83</p>	<p>1 <b>to execute documents on behalf of MERS?</b>  2 MR. STURDEVANT: Objection. That -- that  3 question assumes facts not in evidence.  4 THE WITNESS: I think -- it's my opinion  5 that Ms. Sevillano's authority to act as an officer 02:26:28  6 of MERS was dubious.  7 BY MR. REIDY:  8 <b>Q Are you prepared to say that she had no</b>  9 <b>authority to act for MERS or just that her authority</b>  10 <b>was questionable or dubious, as you put it? 02:26:46</b>  11 A Dubious or questionable is the way I would  12 put it.  13 <b>Q Further down you refer to "vulnerable</b>  14 <b>borrowers," plural. Apart from Ms. Tamburri, did</b>  15 <b>you review the loan files or the foreclosure files 02:27:05</b>  16 <b>of any other borrowers for whom ReconTrust acted as</b>  17 <b>a foreclosure trustee?</b>  18 A I did not.  19 <b>Q So the rest of the sentence says, quote:</b>  20 <b>"...many of whom almost certainly had 02:27:19</b>  21 <b>neither the knowledge nor the resources to</b>  22 <b>challenge said improprieties."</b>  23 <b>Do you see that?</b>  24 A I do see that.  25 <b>Q Is it fair to say that that's speculation? 02:27:28</b></p> <p style="text-align: right;">Page 85</p>

Pages 82 to 85

<p>1 A No, it's not fair to say that.</p> <p>2 Q Even though you didn't review any other</p> <p>3 ReconTrust borrowers in connection with your</p> <p>4 opinions?</p> <p>5 A Ms. Sevillano testified that on a daily 02:27:38</p> <p>6 basis she was signing multiple documents for</p> <p>7 multiple entities without knowing the content of the</p> <p>8 documents, without knowing the extent of her</p> <p>9 authority, and for that reason she described a</p> <p>10 practice that I described as injuring vulnerable 02:27:59</p> <p>11 borrowers.</p> <p>12 Q Do you have an opinion as to whether the</p> <p>13 issues that you've identified with respect to the</p> <p>14 substitution assignment prejudiced Ms. Tamburri in</p> <p>15 any way? 02:28:24</p> <p>16 A I've heard a tale of harm to her family. I</p> <p>17 focused on one part of the documents here. To the</p> <p>18 extent that what happened with respect to the</p> <p>19 Substitution and Assignment of Trust is a part of</p> <p>20 the course of conduct that injured that family, 02:28:59</p> <p>21 that's all I can -- that's what I -- that's what I</p> <p>22 would have to refer to.</p> <p>23 MR. REIDY: Mr. Cox, I don't have any</p> <p>24 further questions on behalf of ReconTrust. We're</p> <p>25 going to switch over. Some of the other parties 02:29:17</p> <p style="text-align: right;">Page 86</p>	<p>1 BY MS. FROHLICH:</p> <p>2 Q So I wanted to go back just to a couple of</p> <p>3 follow-up questions that I had on background and</p> <p>4 then get right into the opinions that you have</p> <p>5 relating to MERS. 02:38:46</p> <p>6 A Yeah.</p> <p>7 Q So what -- we talked some about your</p> <p>8 background, but what specific areas of your</p> <p>9 background make you qualified to offer the opinions</p> <p>10 that you've offered against MERS in this case? 02:38:54</p> <p>11 A I think it's everything in my CV that you</p> <p>12 have.</p> <p>13 Q Okay. So can you -- so it's -- it's</p> <p>14 suing -- suing MERS primarily or reading -- reading</p> <p>15 the articles that you talked about, being active in 02:39:10</p> <p>16 the LISTSERV; am I remembering those correctly?</p> <p>17 A That's correct. It's everything --</p> <p>18 everything in the CV, I think.</p> <p>19 Q So when was it that Mr. Sturdevant first</p> <p>20 contacted you regarding this case? 02:39:27</p> <p>21 A Sometime in March of this year.</p> <p>22 Q In March. And did he tell you anything</p> <p>23 about the case that you relied upon?</p> <p>24 A He sent me a copy of the Third Amended</p> <p>25 Complaint. That's what I remember today. He 02:39:40</p> <p style="text-align: right;">Page 88</p>
<p>1 have questions for you. But thank you.</p> <p>2 THE WITNESS: Okay. Thank you.</p> <p>3 MR. REIDY: We'll go off the record for a</p> <p>4 few minutes.</p> <p>5 VIDEO OPERATOR: Going off the record. The 02:29:24</p> <p>6 time is 2:29.</p> <p>7 (Recess.)</p> <p>8 VIDEO OPERATOR: We're back on the record.</p> <p>9 The time is 2:38. Please continue.</p> <p>10 02:38:14</p> <p>11 EXAMINATION</p> <p>12 BY MS. FROHLICH:</p> <p>13 Q Good afternoon, Mr. Cox. I was going to</p> <p>14 start with a wisecrack about Boston University</p> <p>15 School of Law being second tier to Harvard across 02:38:15</p> <p>16 the river, but then I realized because it's my alma</p> <p>17 mater too, I probably shouldn't.</p> <p>18 A Thank you. They would appreciate that.</p> <p>19 MR. STURDEVANT: I thought it was actually</p> <p>20 second tier to Boston College -- 02:38:28</p> <p>21 MS. FROHLICH: Oh, definitely not.</p> <p>22 THE WITNESS: There you go.</p> <p>23 MR. STURDEVANT: -- which was my alma</p> <p>24 mater.</p> <p>25 THE WITNESS: Start the subway wars. 02:38:33</p> <p style="text-align: right;">Page 87</p>	<p>1 described verbally a lot of content of that.</p> <p>2 Q Described the Third Amended Complaint?</p> <p>3 A Yes.</p> <p>4 Q And did you rely on that description in</p> <p>5 issuing your opinion? 02:39:55</p> <p>6 A As far as facts are concerned.</p> <p>7 Q How -- how was it described to you?</p> <p>8 A I don't recall what Mr. Sturdevant said to</p> <p>9 me other than what is contained in the Third Amended</p> <p>10 Complaint. 02:40:05</p> <p>11 Q But you relied upon it, but you just don't</p> <p>12 remember today what those statements were?</p> <p>13 A I'm sorry. You and I are misunderstanding</p> <p>14 each other.</p> <p>15 Q Okay. 02:40:14</p> <p>16 A I'm referring to the Third Amended</p> <p>17 Complaint --</p> <p>18 Q All right.</p> <p>19 A -- and the information in there.</p> <p>20 Q I'm asking about anything that Mr. 02:40:18</p> <p>21 Sturdevant told you in a conversation that you</p> <p>22 relied upon in issuing your opinions.</p> <p>23 A Fair enough. I don't believe so.</p> <p>24 Q Okay. And did you have any assistance in</p> <p>25 preparing your report? 02:40:35</p> <p style="text-align: right;">Page 89</p>

Pages 86 to 89

<p>1 A No.</p> <p>2 Q Do you know Mr. Levitin?</p> <p>3 A I've met Mr. Levitin.</p> <p>4 Q When did you meet him?</p> <p>5 A I've met him several times over the last 02:40:45</p> <p>6 five years.</p> <p>7 Q Okay. Have you spoken with him in</p> <p>8 connection with this case?</p> <p>9 A No.</p> <p>10 Q Do you know Mr. McGuinn? 02:40:52</p> <p>11 A I do not.</p> <p>12 Q Okay. Do you know him by reputation?</p> <p>13 A No.</p> <p>14 Q You mentioned at the beginning of your</p> <p>15 report that you reviewed the deposition of MERS' 02:41:03</p> <p>16 30(b)(6) deponent, Mr. Brian Blake. Is that right?</p> <p>17 A I did.</p> <p>18 Q Did you read the whole transcript?</p> <p>19 A I believe that I did.</p> <p>20 Q So I'd like to start with a baseline of 02:41:19</p> <p>21 identifying the opinions that you are offering that</p> <p>22 have to do with MERS in this case. So if we can</p> <p>23 just -- this is the painstaking part, and then we'll</p> <p>24 take those -- we'll take those in turn. But let's</p> <p>25 open up the report, and tell me page and paragraph 02:41:34</p> <p style="text-align: right;">Page 90</p>	<p>1 A I have one in my computer.</p> <p>2 Q Okay. We don't have any paper one that we</p> <p>3 can pass around, I guess. Let's -- let's pull up</p> <p>4 what you have to rely on, 'cause I think the</p> <p>5 deposition testimony is a little different, and I 02:43:02</p> <p>6 just want to get your thoughts on that.</p> <p>7 Do you? We may have a paper copy.</p> <p>8 A You say you do have one?</p> <p>9 Q Sounds like we do.</p> <p>10 A Should I not bother with this now? 02:43:24</p> <p>11 MR. STURDEVANT: Can you share it with us,</p> <p>12 John?</p> <p>13 THE WITNESS: Well, maybe I ought to get</p> <p>14 this up here just so --</p> <p>15 MS. FROHLICH: One copy. Or maybe he -- I 02:43:32</p> <p>16 thought he'd bring with him the things that he</p> <p>17 relied upon, but --</p> <p>18 MR. PINGEL: Do you want to make copies off</p> <p>19 the record or do you want to give --</p> <p>20 MS. KLEINE: I don't -- I don't need a 02:43:43</p> <p>21 copy.</p> <p>22 MS. FROHLICH: No, we can just pass this</p> <p>23 one over.</p> <p>24 BY MS. FROHLICH:</p> <p>25 Q Maybe we'll do both and we'll see how it 02:43:57</p> <p style="text-align: right;">Page 92</p>
<p>1 number, what are the portions of your opinion that</p> <p>2 relate to MERS?</p> <p>3 A I think the document speaks for itself.</p> <p>4 It's whatever is in the document.</p> <p>5 Q Well, you're -- you're here to define and 02:41:46</p> <p>6 testify about your opinions. I mean, I can give you</p> <p>7 some suggestions and ask you if that's all, but if</p> <p>8 you define it, we might have a better list. Would</p> <p>9 you rather I --</p> <p>10 A I've tried to set forth in the report my 02:42:01</p> <p>11 views about this case as it relates to the work that</p> <p>12 I was asked to do, and that's what I've done.</p> <p>13 Q Well, I'll just take them in turn, then.</p> <p>14 So the first one was on page 3 in paragraph</p> <p>15 5. And I'll -- I'll ask you whether this was an 02:42:16</p> <p>16 opinion or not, but I'm referring specifically to</p> <p>17 the portion of your report where it says that:</p> <p>18 "Ms. Sevillano...testified that she</p> <p>19 has never spoken to any employee or officer</p> <p>20 of MERS." 02:42:37</p> <p>21 Is that an opinion or are you just reciting</p> <p>22 her testimony?</p> <p>23 A That was her testimony as I recall it.</p> <p>24 Q Okay. Do you have a copy of the deposition</p> <p>25 transcript with you today of Ms. Sevillano? 02:42:48</p> <p style="text-align: right;">Page 91</p>	<p>1 goes. So let's -- let's try it with the computer</p> <p>2 one. Well, or we have a paper one. What would you</p> <p>3 prefer, Mr. Cox?</p> <p>4 A Why don't we go with paper.</p> <p>5 Q Okay. So for this statement you had cited 02:44:14</p> <p>6 to page 42 of Ms. Sevillano's deposition transcript,</p> <p>7 lines 23 to 25. And as --</p> <p>8 A Okay. I had thought we were looking at her</p> <p>9 30(b)(6) deposition, but we're not.</p> <p>10 Q Well, this is Ms. Sevillano. 02:44:32</p> <p>11 A Okay. All right.</p> <p>12 Q All right. So if you could read the</p> <p>13 question and answer at pages 23 to -- or lines 23 to</p> <p>14 25 of page 42, please.</p> <p>15 A "Have you" -- question -- line 23: 02:44:53</p> <p>16 "QUESTION: Have you ever spoken with</p> <p>17 anyone who works for MERS?</p> <p>18 "ANSWER: No."</p> <p>19 Q Okay. Do you know whether MERS has any</p> <p>20 employees? 02:45:04</p> <p>21 A Just so we're all clear, there are two MERS</p> <p>22 entities. There's Mortgage Electronic Registration</p> <p>23 Systems, Inc. and there's MERS Corp Holdings, Inc.</p> <p>24 Q That's true. I'm referring to MERS as</p> <p>25 defined in your report. 02:45:20</p> <p style="text-align: right;">Page 93</p>

Pages 90 to 93

<p>1 A Okay. MERS --</p> <p>2 Q And in your -- go ahead.</p> <p>3 A And I think we began the deposition that</p> <p>4 way That MERS so far throughout today, to my</p> <p>5 understanding, refers to Mortgage Electronic 02:45:28</p> <p>6 Registration Systems, Inc., and it's my</p> <p>7 understanding that that entity has no employees.</p> <p>8 Q Yes. So are you offering any opinion</p> <p>9 regarding whether Ms. Sevillano could have or should</p> <p>10 have spoken with anyone who, quote, "works for MERS" 02:45:43</p> <p>11 as she testified?</p> <p>12 A Mr. Blake, the MERS 30(b)(6) witness,</p> <p>13 testified that he's general counsel for MERS Corp</p> <p>14 Holdings, Inc., and as such, he also serves as</p> <p>15 counsel for MERS. Similarly, it's my understanding 02:46:03</p> <p>16 of Ms. Sevillano's testimony that she has not spoken</p> <p>17 with anyone at either of the MERS entities.</p> <p>18 MS. FROHLICH: May I have the question read</p> <p>19 back, please?</p> <p>20 (Record read as follows: 02:46:30</p> <p>21 "QUESTION: So are you offering any</p> <p>22 opinion regarding whether Ms. Sevillano</p> <p>23 could have or should have spoken with</p> <p>24 anyone who, quote, 'works for MERS' as she</p> <p>25 testified?")</p> <p style="text-align: right;">Page 94</p>	<p>1 secretary of MERS.</p> <p>2 BY MS. FROHLICH:</p> <p>3 Q And where does the source of that duty come</p> <p>4 from in your opinion?</p> <p>5 A Her responsibilities as a purported officer 02:47:50</p> <p>6 of the entity.</p> <p>7 Q Why is that a responsibility -- what -- for</p> <p>8 example, what law or what other rules or procedures</p> <p>9 require her to do so?</p> <p>10 A I think the common law would say that an 02:48:06</p> <p>11 officer of a corporation has a duty of loyalty and</p> <p>12 good faith in its conduct or purporting to conduct</p> <p>13 the business in a corporation for whom she's acting.</p> <p>14 Q This is a California action. What</p> <p>15 California law are you aware of that would say that 02:48:24</p> <p>16 someone who is a signing officer for MERS has to</p> <p>17 speak to someone at MERS before they execute a</p> <p>18 document?</p> <p>19 MR. STURDEVANT: Objection.</p> <p>20 Mischaracterizes, misstates his testimony. 02:48:33</p> <p>21 THE WITNESS: It's my opinion that as a</p> <p>22 simple matter of corporate governance, that is</p> <p>23 required of corporate officers.</p> <p>24 BY MS. FROHLICH:</p> <p>25 Q Under California law? 02:48:45</p> <p style="text-align: right;">Page 96</p>
<p>1 THE WITNESS: Sorry. I lost it. Would you</p> <p>2 say it again?</p> <p>3 (Record read as follows:</p> <p>4 "QUESTION: So are you offering any</p> <p>5 opinion regarding whether Ms. Sevillano 02:46:54</p> <p>6 could have or should have spoken with</p> <p>7 anyone who, quote, 'works for MERS' as she</p> <p>8 testified?")</p> <p>9 THE WITNESS: I guess there's two</p> <p>10 questions. There's could have and should have. She 02:46:56</p> <p>11 could have spoken to someone for MERS Corp Holdings</p> <p>12 who was responsible for the MERS entity. It's my</p> <p>13 opinion that she should not have taken any action as</p> <p>14 a purported officer of MERS without speaking to</p> <p>15 someone responsible for the operation of that 02:47:17</p> <p>16 corporation.</p> <p>17 BY MS. FROHLICH:</p> <p>18 Q So it -- so it is your opinion that she</p> <p>19 should have spoken with someone at MERS before she</p> <p>20 executed this document; is that right? 02:47:29</p> <p>21 MR. STURDEVANT: Objection. Asked and</p> <p>22 answered.</p> <p>23 THE WITNESS: She should have spoken with</p> <p>24 someone or had clear information and instructions on</p> <p>25 how she was to fulfill her duties as an assistant 02:47:40</p> <p style="text-align: right;">Page 95</p>	<p>1 A I have no specific knowledge of California</p> <p>2 case law.</p> <p>3 Q Would you agree that California law applies</p> <p>4 here?</p> <p>5 A Yes. 02:48:51</p> <p>6 Q And you have no knowledge of California law</p> <p>7 or how it would apply to this question; is that</p> <p>8 right?</p> <p>9 A I do not.</p> <p>10 Q Later in that same paragraph you note that 02:49:03</p> <p>11 Ms. Sevillano was given the, quote, "prominent title</p> <p>12 of Assistant Vice President" of "MERS." Are you</p> <p>13 offering an opinion that Ms. Sevillano's position is</p> <p>14 one that is, quote, "prominent"?</p> <p>15 A You mentioned assistant vice president. I 02:49:24</p> <p>16 think she's identified to the -- line 6 refers to</p> <p>17 assistant secretary. She purports to be an officer</p> <p>18 of the corporation with authority to act on behalf</p> <p>19 of the corporation.</p> <p>20 Q So, sir, my question is whether you're 02:49:42</p> <p>21 offering an opinion as to whether that title is</p> <p>22 prominent.</p> <p>23 A Yes.</p> <p>24 Q Okay. And on what basis are you qualified</p> <p>25 as an expert to speak as to whether that title is 02:49:52</p> <p style="text-align: right;">Page 97</p>

Pages 94 to 97

<p>1 prominent? 2 A My knowledge of corporate functioning, my 3 knowledge of real estate transactions. 4 Q Do you have the same expertise in this area 5 as anyone else who has knowledge of corporate 02:50:08 6 functioning? 7 A I guess everybody's knowledge is different 8 to one degree or another, so I don't know how to 9 answer that. 10 Q So your opinion is not based on anything 02:50:17 11 specific to MERS or the context of this case, it's 12 based instead on a general feeling that Assistant 13 Vice President is a prominent title; is that right? 14 MR. STURDEVANT: Objection. 15 Mischaracterizes his testimony. He never used the 02:50:29 16 word "feeling." 17 THE WITNESS: We referred earlier today to 18 an exhibit that I brought, Exhibit 406, which is a 19 form of MERS corporate resolution. There's a lot of 20 testimony about there being a similar resolution in 02:50:58 21 this case. I have not seen that MERS resolution to 22 ReconTrust, but if it is like Exhibit 406, there's 23 seven paragraphs of responsibilities delineated 24 there which are substantial responsibilities. 25 BY MS. FROHLICH: 02:51:28 Page 98</p>	<p>1 corporate function? 2 A I -- 3 Q I can ask that one cleanly. 4 A I apologize, but I just don't think I'm 5 understanding. I thought I answered that with 02:52:53 6 reference to the corporate resolution, but maybe -- 7 Q Well, I'm asking -- I'm asking a different 8 question. I'll ask it more cleanly. 9 A Okay. 10 Q Are you offering an opinion as an expert as 02:53:00 11 to whether the authority that was granted to Ms. 12 Sevillano was, quote/unquote, "significant"? 13 A In my opinion it was significant. 14 Q And what is the basis for your expertise to 15 offer that opinion beyond anyone else? 02:53:14 16 A I've specialized in bank transactions, real 17 estate transactions, corporate transactions for most 18 of my career. For the last five years I focused to 19 a great extent on foreclosure matters and to -- in 20 -- as a subpart of that on the conduct of MERS. And 02:53:35 21 I believe that collective background qualifies me to 22 offer the opinion that I did. 23 Q And the opinion is just that it's -- that 24 it's significant in your view? 25 A That's what you asked me. Yes. 02:53:47 Page 100</p>
<p>1 Q You testified earlier, however, that you 2 have no idea whether this exact form of corporate 3 resolution is the one that applied in this case; is 4 that right? 5 A That is correct. 02:51:38 6 Q So in that same paragraph where you say 7 that Ms. Sevillano was given, quote, "significant 8 authority," is it based on that same feeling that if 9 the duties as described in the corporate resolution 10 that you brought today were granted to her that she 02:51:56 11 -- I'm sorry, I think we're -- 12 (Interruption.) 13 (Mr. Goodell enters room.) 14 MR. STURDEVANT: Let the record reflect 15 that Nelson Goodell, co-counsel for the plaintiff in 02:52:11 16 the case, has just come into the deposition. 17 Are you finished with your question? 18 MS. FROHLICH: I'm not. I'll start over. 19 MR. STURDEVANT: Thank you. 20 BY MS. FROHLICH: 02:52:23 21 Q So Mr. Cox, your statement in that same 22 paragraph of your report that the authority that Ms. 23 Sevillano had was, quote/unquote, "significant," is 24 that also based on, as you described for the -- for 25 the previous question, your understanding of general 02:52:38 Page 99</p>	<p>1 Q All right. From page 3 over to page 4 in 2 that same paragraph 5, you state that Ms. Sevillano 3 is transferring interests for a company that, quote, 4 "she knows nothing about." There's no citation to 5 her deposition testimony there. What is the basis 02:54:11 6 for your conclusion that Ms. Sevillano knows, quote, 7 "nothing about" MERS? 8 A I can't -- in the absence of my having put 9 page numbers in my report, I don't think without 10 taking a lot of time I can go dig it out. But my 02:54:26 11 memory of her deposition was that she didn't talk to 12 anybody about what her responsibilities were, she 13 didn't talk to anybody from MERS about what her 14 responsibilities were, she received no instructions 15 on how to exercise those responsibilities from MERS, 02:54:44 16 and she didn't seem to think it was her job to have 17 any idea of the content of the documents that she 18 was purporting to sign for MERS. 19 Q Mr. Cox, that's a slightly different 20 statement than what you made here. Your statement 02:55:00 21 here was that she knew, quote, "nothing about" MERS. 22 And your report is supposed to state all bases for 23 your opinions. Is there a basis for that opinion? 24 MR. STURDEVANT: Objection. Asked and 25 answered. 02:55:13 Page 101</p>

Pages 98 to 101



<p>1 THE WITNESS: The facts that I've just 2 stated about her testimony. 3 BY MS. FROHLICH: 4 Q Can you please -- let's -- let's take a 5 minute and let's stay on the record. If you could 02:55:18 6 look through and try to find the deposition 7 testimony that you're relying on that she knows, 8 quote, "nothing about" MERS. 9 A It's collective testimony over quite a 10 number of pages. 02:55:28 11 Q If you could, please -- we're entitled to 12 know the basis for your opinions. If you could 13 please take some time to do that. It should have 14 been in your report. 15 THE WITNESS: Do you want to do that, Jim? 02:55:39 16 MR. STURDEVANT: We can do that. We can go 17 off the record. 18 MS. FROHLICH: Let's do it on the record. 19 We just took a break. 20 MR. STURDEVANT: Let's go off the record 02:55:46 21 and do it. 22 MS. FROHLICH: There's no reason to go off 23 the record. 24 THE WITNESS: Well, let me say on the 25 record, I'm going to have to read from start to 02:55:53 Page 102</p>	<p>1 first. Why -- what is the basis for your opinion 2 that Ms. Sevillano had dubious authority to transfer 3 title as an officer of MERS? 4 A My memory of the testimony, and it may be 5 the MERS 30(b)(6) testimony, but I'm not certain 02:57:25 6 without digging it out, was that the corporate 7 resolution purporting to give her signing authority 8 was signed by William C. Hultman. I've seen many 9 corporate resolutions by Mr. Hultman, all of which 10 say, as Exhibit 406 does, that the foregoing is a 02:57:48 11 true copy of a resolution duly adopted by the Board 12 of Directors of said corporation. 13 I've read testimony of Mr. Hultman, of Mr. 14 R.K. Arnold, I've seen various documents relating to 15 MERS corporate resolutions. To my knowledge, there 02:58:13 16 was no resolution of MERS granting Hultman -- sorry. 17 To my knowledge, there is no board -- there are no 18 Board of Directors' resolutions appointing MERS 19 signing officers. 20 Q So let me back up on this because I think 02:58:39 21 you're referring to documents here that are not 22 cited in your report; is that right? 23 A Right. 24 Q So you're offering an opinion now based 25 on -- say it again, please, the testimony that you 02:58:53 Page 104</p>
<p>1 finish. To satisfy you today, I'm going to have to 2 read 138 pages -- 141 pages of testimony to be sure 3 I nail down every single page that you're looking 4 for. 5 BY MS. FROHLICH: 02:56:05 6 Q Well, let me -- let me -- are you saying 7 that there is no particular point where she says she 8 knows nothing about MERS? 9 A I agree with that statement. She does not 10 make that statement. 02:56:12 11 Q Okay. Well, that makes it much easier. 12 A Okay. 13 Q Now, this is an opinion that you talked 14 about some in your previous testimony, but I'd like 15 to go back to it. On page 4, paragraph 7, you state 02:56:30 16 that Ms. Sevillano had, quote, dubious authority to 17 transfer title as an officer of MERS. 18 Now, I believe you testified that there 19 were two parts to that. One was because MERS had no 20 interest in the note. Correct me if I'm wrong. But 02:56:52 21 then the second part had to do with the phrase 22 "dubious authority" as a separate ground. Am I 23 stating that correctly? 24 A Yes. 25 Q Okay. So let's talk about the second one 02:57:05 Page 103</p>	<p>1 said you reviewed in other cases? 2 A I didn't -- 3 MR. STURDEVANT: Why don't we just have the 4 record read back with what his testimony was. 5 BY MS. FROHLICH: 02:59:03 6 Q Well, let me start over and do this more 7 methodically. 8 Okay, so we have an opinion that there was 9 dubious authority for Ms. Sevillano to sign this. 10 Was this opinion based in part on documents? 02:59:14 11 A I did not review the various MERS documents 12 that I referred to moments ago in preparing my 13 testimony here. I'm familiar with those documents 14 from having looked at them a number of times over 15 the last five years. 02:59:37 16 Q They are a basis for your opinion -- 17 A Yes. 18 Q -- correct? The documents that you just 19 referenced? 20 A Yes. 02:59:52 21 Q The testimony of Mr. Hultman, you said; is 22 that right? 23 A I testified in my previous answer that I 24 have reviewed a number of documents, deposition 25 testimony and the like. That's what my answer was. 03:00:04 Page 105</p>

Pages 102 to 105

<p>1 Q All right. So we're entitled to know the 2 basis for the opinion if it's based in documents, so 3 I'm just trying to get a sense of what those 4 documents are. So the documents are the testimony 5 of Mr. Hultman, yes? 03:00:19 6 A The MERS corporate bylaws, MERS 7 organizational documents -- I don't know whether 8 they call it a Certificate of Incorporation anymore 9 or what Delaware calls it; MERS Board of Directors' 10 resolutions; and MERS documents such as the MERS 03:00:46 11 membership bylaws and terms and conditions. I'm 12 familiar with all of those documents in a general 13 sense. 14 Q All right. In addition to that, the 15 testimony of Mr. Hultman in several proceedings; is 03:01:08 16 that right? 17 A I believe that I've seen two depositions of 18 Hultman. 19 Q What are those cases? 20 A I don't know. 03:01:20 21 Q And I believe you also said the testimony 22 of Mr. Arnold, is that correct? 23 A Mr. R.K. Arnold. I don't believe Arnold's 24 testimony bears on this issue. 25 Q Okay. 03:01:36</p> <p style="text-align: right;">Page 106</p>	<p>1 Q What did those law review articles tell you 2 relevant to this opinion? 3 A Much of the -- it goes to much of the same 4 information that I've already given you. 5 Q Humor me. Tell me what these articles 03:03:12 6 said. Since we don't know what they were, if you 7 can tell me the substance. 8 A At least one of them is referred to in 9 Professor Levitin's list of materials he looked at, 10 articles by Christopher Peterson. 03:03:24 11 Q Mm-hmm. 12 A I don't know what other ones I've looked 13 at. 14 Q Is that all -- that's all you recall about 15 the literature right now? 03:03:38 16 A Yes. 17 Q Is your opinion that Ms. Sevillano's 18 authority was dubious based in part on testimony in 19 this case? 20 A Yes. 03:03:50 21 Q What testimony? 22 A Her testimony that when she first started 23 signing documents for MERS, she didn't have any 24 communication with MERS, she was simply told by an 25 employee of ReconTrust that she could sign the 03:04:05</p> <p style="text-align: right;">Page 108</p>
<p>1 A It's possible, but I don't think it does. 2 Q Are those all the documents on which you're 3 basing your opinion that Ms. Sevillano's testimony 4 was dubious -- or her authority, rather, was 5 dubious? 03:01:47 6 A That's all I can think of right now. 7 Q Is your opinion that Ms. Sevillano's 8 authority was dubious also based in part on any 9 conversations? 10 A With whom? 03:02:15 11 Q You tell me. 12 A I've talked to many lawyers over the last 13 five years about MERS. To the extent that any of 14 those conversations informed me, then perhaps, but I 15 can't give you specifics. 03:02:30 16 Q So we don't know who they were with or when 17 they took place? 18 A That's correct. 19 Q Okay. Is your opinion that Ms. Sevillano's 20 testimony or her -- rather, her authority was 03:02:38 21 dubious based in part on a review of literature? 22 A Yes. 23 Q What literature? 24 A Can't tell you specifically. I read a 25 number of law review articles about MERS. 03:02:57</p> <p style="text-align: right;">Page 107</p>	<p>1 documents; that she made no effort to identify the 2 content of the document that she was signing or its 3 correctness; that she didn't know when she was 4 signing a document purporting to convey a note, that 5 MERS had no interest in the note. 03:04:25 6 Q Is that the only testimony in this case on 7 which your opinion is based? 8 A That's all I can recall right now. 9 Q Is your opinion that Ms. Sevillano's 10 authority to execute the document was dubious based 03:04:38 11 on any legal cases or other law? 12 A I don't think so. 13 Q Have you reviewed any cases regarding the 14 validity of the MERS system? 15 MR. STURDEVANT: Objection. Vague and 03:05:12 16 ambiguous as to the validity of the MERS system. 17 THE WITNESS: There's -- there's hundreds 18 of cases about MERS. I've read many of them. 19 BY MS. FROHLICH: 20 Q Have you ever read a case challenging the 03:05:25 21 validity of the MERS system that held that the MERS 22 system was indeed valid? 23 A A case that jumps to my mind that went the 24 other way is In Re Agard out of New York. I don't 25 think there are many cases that I've read that go 03:05:47</p> <p style="text-align: right;">Page 109</p>

Pages 106 to 109



<p>1 directly to the validity of the MERS system. Most 2 of the cases that I've seen deal with the power of 3 MERS to conduct foreclosures, to make assignments, 4 and to perform those kinds of activities. 5 <b>Q Have you reviewed any California cases or 03:06:08</b> 6 <b>other law regarding the validity of the MERS system?</b> 7 A I believe that I have. 8 MR. STURDEVANT: Can I have a continuing 9 objection to the phrase, quote, "the validity of the 10 MERS system"? 03:06:27 11 MS. FROHLICH: Well, we're hearing it now, 12 so it's on the record now. 13 MR. STURDEVANT: Well, can I have a 14 continuing one if you ask more questions using that 15 phrase? 03:06:36 16 MS. FROHLICH: If I ask more questions, you 17 can -- you can state it. 18 MR. STURDEVANT: Sure. 19 THE WITNESS: But I can't identify the 20 cases for you today. 03:06:42 21 BY MS. FROHLICH: 22 <b>Q I'm sorry, you did -- you did review</b> 23 <b>California cases or you did not?</b> 24 A It sticks in my mind that I have read some 25 California cases, but I'm unable to identify the 03:06:50 Page 110</p>	<p>1 <b>Q We've -- we've laid them all out now. We</b> 2 <b>hadn't done that before. We have your</b> 3 <b>identification of the things that you relied on.</b> 4 <b>What's your reasoning as to why her authority was</b> 5 <b>dubious? 03:08:36</b> 6 MR. STURDEVANT: Objection. Asked and 7 answered. 8 THE WITNESS: I think the authority of the 9 MERS Board of Directors to delegate to Hultman the 10 power to appoint 23,000 plus vice presidents and 03:08:54 11 assistant secretaries is contrary to the bylaws of 12 MERS and is dubious. I think the hundreds, if not 13 thousands of corporate resolutions that Hultman did, 14 stating that these people, such as Ms. Sevillano, 15 were appointed by resolutions adopted by the Board 03:09:14 16 of Directors are false. I believe that people such 17 as Mrs. Sevillano, who had no connection whatsoever 18 with MERS other than being given a title, left them 19 with no ability to act with loyalty or good faith 20 for the corporate purposes of MERS. 03:09:48 21 In this particular instance, we have Ms. 22 Sevillano's testimony that she didn't -- she started 23 signing documents for MERS just by somebody saying 24 that she could sign for MERS. There's no testimony 25 that she knew anything about the scope of her 03:10:03 Page 112</p>
<p>1 names of them for you today. 2 <b>Q Okay. Do you remember the holdings of</b> 3 <b>those cases?</b> 4 A I do not. 5 <b>Q Do you remember the years in which those 03:06:57</b> 6 <b>cases were decided?</b> 7 A I do not. 8 <b>Q Is your opinion that Ms. Sevillano's</b> 9 <b>testimony -- authority was dubious based in part on</b> 10 <b>any assumptions? 03:07:15</b> 11 A Beyond what I have said about her 12 testimony, I don't believe so. 13 <b>Q Is your opinion that Ms. Sevillano's</b> 14 <b>authority is dubious based on any other independent</b> 15 <b>investigation or research that you've performed? 03:07:45</b> 16 A No. 17 <b>Q Are there any other factual bases for that</b> 18 <b>opinion other than those that you've just</b> 19 <b>identified?</b> 20 A I don't believe so. 03:08:07 21 <b>Q So taking those factual bases, what</b> 22 <b>reasoning or analysis led you to your opinion based</b> 23 <b>on the factors that you've reviewed that Ms.</b> 24 <b>Sevillano's authority was dubious?</b> 25 A That I think I've answered. 03:08:22 Page 111</p>	<p>1 authority under the corporate resolution. I don't 2 think that she acted within the scope of the 3 corporate resolution. 4 BY MS. FROHLICH: 5 <b>Q How did she not act within the scope of the 03:10:23</b> 6 <b>corporate resolution?</b> 7 A The only part of the corporate resolution 8 that I can see that might apply to her was paragraph 9 7, which says that the listed individuals who were 10 being given signing authority were authorized to, 03:10:40 11 quote: 12 "Take any such actions and execute 13 such documents as may be" reasonably 14 "necessary to fulfill the Member's 15 servicing obligations to the beneficial 03:10:54 16 owner of such mortgage loan." 17 My understanding is that the corporate 18 resolution in this case was from MERS to ReconTrust. 19 My understanding is that Recon is not even a 20 servicer. I don't see that Sevillano made any 03:11:16 21 effort to determine whether what she did in signing 22 the substitution document fit within the phrase: 23 "...as may be necessary to fulfill the 24 Member's servicing obligations to the 25 beneficial owner." 03:11:41 Page 113</p>

Pages 110 to 113

<p>1 Q And as you're reading that phrase there, 2 you're reading from the corporate resolution that 3 you pulled from another case; is that right? 4 A This is not from another case. This was a 5 document put into evidence in the court case by 03:11:52 6 Mortgage Electronic Registration Systems, Inc. 7 itself. 8 Q Well, but you don't -- 9 A I downloaded it off the Pacer system from a 10 case in which MERS was a party. 03:12:06 11 Q And you've not provided any authenticating 12 testimony with it; this is just the pages standing 13 alone. Is that right? 14 A I don't know what you mean. 15 Q I mean usually these are submitted as a 03:12:15 16 declaration where someone swears under penalty of 17 perjury that the attachment is what they say it is, 18 and we have no such authenticating testimony here. 19 A We don't have it in this table. It exists 20 in that case. 03:12:26 21 Q You have not provided us with the basis for 22 your opinion in terms of authenticating testimony 23 for this document; is that right? 24 A Not on this table. 25 Q This is page what, 192, I think it says, of 03:12:33 Page 114</p>	<p>1 A I do not. 2 Q Okay. And you do not -- you have not seen 3 and do not know anything about this specific 4 corporate resolution that lists Ms. Sevillano in 5 this case, correct? 03:13:29 6 A That's correct. 7 Q And you do -- you have not performed an 8 analysis under California law whether the corporate 9 resolution would have been valid; is that right? 10 A That's correct. 03:13:39 11 Q Okay. We started talking about your 12 opinion regarding, quote, "dubious authority" by 13 talking about the portion that we just talked about, 14 the dubious authority, but I believe you testified 15 that there was a second part to that, and that you 03:14:05 16 were basing your opinion on testimony that MERS 17 never had an interest in the note. Is that correct? 18 The testimony of Mr. Blake, to be specific? 19 A Yes. 20 Q Okay. Do you have Mr. Blake's deposition 03:14:21 21 with you? 22 A It's in my computer. 23 Q Okay. This one I do have a printout of. I 24 should. And I believe you've cited page 53, lines 25 16 to 19 for that proposition; is that right? 03:14:43 Page 116</p>
<p>1 a document that we don't have the whole document 2 for; is that right? 3 MR. STURDEVANT: Counsel, it's a MERS 4 document produced in a case naming MERS as a party 5 whom you represent. 03:12:44 6 MS. FROHLICH: I have a pending question. 7 Do you have an objection, Jim? 8 MR. STURDEVANT: I just stated it. 9 MS. FROHLICH: What is your objection? 10 Misstates the testimony? 03:12:49 11 MR. STURDEVANT: My objection is you have 12 equal if not greater access to this document. 13 BY MS. FROHLICH: 14 Q So my question is, is this not page 192 -- 15 Exhibit C is -- is designated page 192 of a 03:12:59 16 document, and we don't have the rest of the 17 document; is that right? 18 A It's page 192 of a declaration of Mortgage 19 Electronic Registration Systems, Inc. in a federal 20 case. 03:13:11 21 Q Okay. A federal case, but do you know 22 anything more about the case other than it's a 23 federal case? 24 A Not as I sit here at this table. 25 Q Do you know if it's a California case? 03:13:18 Page 115</p>	<p>1 A What paragraph in my statement are you 2 referring to? 3 Q This is in paragraph 9 of page 5. 4 MS. FROHLICH: Can I have this marked, 5 please? 03:14:54 6 (Deposition Exhibit 410 marked by the court 7 reporter.) 8 (Discussion off the record.) 9 BY MS. FROHLICH: 10 Q So let me direct you first to your report, 03:15:17 11 page 5, paragraph 9 where you say that: 12 "MERS' 30(b)(6) witness testified that 13 MERS," quote, "never had an interest in the 14 Promissory Note...and, therefore, did not 15 have an interest in the Note to assign." 03:15:36 16 Is that right? 17 A Yes. 18 Q Okay. And you've -- you've testified that 19 that's part of the factual basis underlying your 20 opinion that Ms. Sevillano had dubious authority; is 03:15:45 21 that right? 22 A If you want to take a couple of minutes, 23 there's a -- there's considerably more testimony by 24 Mr. Blake about MERS not having an interest in the 25 loan. Do you want me to dig that out? 03:15:56 Page 117</p>

Pages 114 to 117

<p>1 Q I'm asking you about what you've cited as 2 the basis for it right now. Can we look at this? 3 A I did cite page 53, line 16 to 19. 4 Q Okay. Would you please read that section 5 into the record. 03:16:10 6 MR. STURDEVANT: And then feel free, Mr. 7 Cox, to go through other sections of the deposition. 8 MS. FROHLICH: That's not the pending 9 question, Mr. Sturdevant. 10 Please read the question and -- 03:16:17 11 MR. STURDEVANT: I don't think you should 12 interrupt his answer, Ms. Frohlich. 13 MS. FROHLICH: I interrupted your -- your 14 answer. 15 MR. STURDEVANT: No, you interrupted him 03:16:22 16 first, and then you interrupted me. 17 MS. FROHLICH: Could we have the last 18 question read back, please? 19 (Record read as follows: 20 "QUESTION: Please read the 03:16:26 21 question.") 22 BY MS. FROHLICH: 23 Q Please read the question and the answer on 24 page 53 at line 16 to 19. 25 A (Reading): 03:16:41</p> <p style="text-align: right;">Page 118</p>	<p>1 there's other testimony that you're relying on for 2 that; is that right? 3 A There's additional testimony where he says, 4 to my memory, and I can dig it out if you'd like, 5 where he says that MERS does not take interest in 03:17:54 6 notes. 7 Q In the note. Okay. So this is maybe just 8 not exactly the right quote for that proposition, 9 but it's a proposition for which you're still 10 relying on Mr. Blake's -- 03:18:05 11 MR. STURDEVANT: Objection. 12 BY MS. FROHLICH: 13 -- deposition; is that right? 14 MR. STURDEVANT: Objection. That 15 mischaracterizes his testimony. He said that on 03:18:08 16 this page at those line numbers, that supports his 17 opinion in part. "In part" is in quotes. 18 MS. FROHLICH: Can I have the question read 19 back, please? 20 (Record read as follows: 03:18:33 21 "QUESTION: So this is maybe just not 22 exactly the right quote for that 23 proposition, but it's a proposition for 24 which you're still relying on Mr. Blake's 25 deposition; is that right?") 03:18:42</p> <p style="text-align: right;">Page 120</p>
<p>1 "Skip number 30. 31, your current 2 ownership interest in the loan. Does 3 MERS have an interest --" 4 (Reporter clarification.) 5 "Skip number 30. 31, your current 03:16:54 6 ownership interest in the loan. Does MERS 7 have an ownership interest in the loan? 8 "ANSWER: No, it doesn't." 9 Q So, Mr. Cox, in your opinion, does this 10 testimony support the fact that MERS never had an 03:17:09 11 interest in the Promissory Note? 12 A It supports it in part. There's more 13 testimony that Mr. Blake gave that also support 14 that. 15 Q That MERS never -- never had an interest in 03:17:24 16 a Promissory Note? 17 A I believe his testimony that MERS as an 18 operating practice doesn't take interest in mortgage 19 notes. 20 Q I understand what you mean now. 03:17:33 21 So this section that relates to a current 22 as a -- a current ownership interest -- 23 A Right. 24 Q -- and an interest in the loan, not the 25 Promissory Note, just doesn't match up exactly, but 03:17:44</p> <p style="text-align: right;">Page 119</p>	<p>1 THE WITNESS: Page 53, lines 16 to 19 are 2 part of the support for what I put in my report. 3 Probably would have been better if I put some more 4 citations in. I can dig those out if you'd like. 5 BY MS. FROHLICH: 03:18:53 6 Q So your statement is that MERS never had an 7 interest in the Promissory Note? 8 A Yes. 9 Q And this statement is that MERS does not 10 currently have an interest in a loan -- 03:19:04 11 A That's what. 12 Q -- is that right? 13 A That's what it says. 14 Q So they don't match up exactly is my point? 15 A That's correct. 03:19:12 16 Q Okay. But my point is also you're relying 17 on other portions of the Blake deposition to support 18 your statement that MERS never had an interest in 19 the Promissory Note; is that right? 20 A Yes. 03:19:21 21 Q Okay. And do you have those? 22 A If you give me a second, I think I can find 23 them. 24 Q Okay. Great. 25 A On page 67 beginning at line 9: 03:21:12</p> <p style="text-align: right;">Page 121</p>

Pages 118 to 121

<p>1 "QUESTION: Did MERS have an interest 2 in the note at the time this document was 3 purportedly executed in June 2010? 4 "ANSWER: No, it didn't." 5 And then there's more. 03:21:29 6 Q Got it. I think that does it, though. 7 A No, there's more. 8 Q Oh, okay. 9 A No, I'm not done. 10 Q Okay. Great. 03:21:34 11 A Page 134, beginning on line 9: 12 "ANSWER: First, I've -- as I've 13 testified earlier, MERS does not have an 14 interest in promissory notes, generally 15 speaking, and therefore does not assign 03:22:25 16 notes." 17 Q Thank you. So I think by going through 18 this, I've -- we've talked about the areas that I 19 believe are your opinions against MERS in your 20 report. Can you -- can you think of any others in 03:22:46 21 your report? Have we covered them all? 22 A I don't believe there's anything else. 23 Q Have you prepared any exhibits to support 24 your trial testimony? 25 A No. 03:22:59</p> <p style="text-align: right;">Page 122</p>	<p>1 plaintiff's loan in this action? 2 A SunTrust is my memory, but it's getting 3 late in the day. 4 Q And do you know who the servicer is on 5 plaintiff's loan in this action? 03:25:07 6 A I've been told that it's SunTrust. 7 Q In your report, which is Exhibit 408, do 8 you express any opinions as to the behavior of 9 SunTrust in this action? 10 A No. 03:25:23 11 Q Do you express any opinions as to the 12 potential liability of SunTrust in this action? 13 A No. 14 Q Are you aware of the role, if any, of Wells 15 Fargo in the present action? 03:25:33 16 A I've been told that they are the master 17 servicer under the Pooling and Servicing Agreement 18 affecting this loan. 19 Q And in this case, do you offer any opinions 20 as to the behavior of Wells Fargo? 03:25:45 21 A No. 22 Q And you don't offer any opinions as to the 23 potential liability of Wells Fargo? 24 A I do not. 25 Q Finally, are you aware of the role of U.S. 03:25:54</p> <p style="text-align: right;">Page 124</p>
<p>1 Q Okay. Do you anticipate doing so? 2 A I haven't -- I haven't thought about it. 3 Q Okay. 4 MS. FROHLICH: All right. Angela? 5 MS. KLEINE: I have a few questions. Would 03:23:12 6 you like a break or -- 7 THE WITNESS: Let's go. 8 MS. KLEINE: Okay. 9 MS. FROHLICH: All right. Let's switch. 10 MR. PINGEL: Are we off the record? 03:23:23 11 VIDEO OPERATOR: Do you want to go off? 12 (Discussion off the record.) 13 14 EXAMINATION 15 BY MS. KLEINE: 03:24:10 16 Q Mr. Cox, I'm the last one you'll be 17 subjected to, I think. 18 A Okay. 19 Q Have you ever represented an entity called 20 Crestar in your prior work as an attorney? 03:24:39 21 C-r-e-s-t-a-r? 22 A No. 23 Q What about Third National Corporation? 24 A No. 25 Q Do you know who the lender is on 03:24:52</p> <p style="text-align: right;">Page 123</p>	<p>1 Bank in this action? 2 A I'm not at all clear what their role is. 3 Q In your report do you express any opinions 4 as to the behavior of U.S. Bank? 5 A No. 03:26:12 6 Q Do you express any opinions as to the 7 potential liability of U.S. Bank? 8 A No. 9 Q In your report do you express any opinions 10 as to plaintiff's alleged damages caused by any of 03:26:24 11 the defendants in this action? 12 A No. 13 Q Were you tasked with evaluating the merits 14 of any of plaintiff's claims in her complaint? 15 A Other than the opinions that I've expressed 03:26:36 16 today, no. 17 Q Did you review the Pooling and Servicing 18 Agreement, if you know what that is, regarding 19 Ms. Tamburri's loan? 20 A I did not review this one. 03:26:54 21 Q Did you review any documents evidencing the 22 securitization of plaintiff's loan in this action? 23 A No. 24 Q Did you review any SunTrust policies or 25 procedures in preparing your opinion? 03:27:04</p> <p style="text-align: right;">Page 125</p>

Pages 122 to 125

<p>1 A No.</p> <p>2 Q Did you review any Wells Fargo or U.S. Bank</p> <p>3 policies or procedures in preparing your opinion?</p> <p>4 A No.</p> <p>5 Q Did you review any servicing notes by any 03:27:11</p> <p>6 of the defendants in this action?</p> <p>7 A No.</p> <p>8 Q Did you review any foreclosure notes in</p> <p>9 preparing your opinion in this action?</p> <p>10 A No. 03:27:20</p> <p>11 Q Did you review any communications between</p> <p>12 any of the defendants in this action in preparing</p> <p>13 your opinion?</p> <p>14 A No.</p> <p>15 Q Are there any documents that you required 03:27:28</p> <p>16 to prepare your opinions that you asked counsel for</p> <p>17 but they were not able to provide?</p> <p>18 A The corporate resolution I sought out, but</p> <p>19 wasn't able to get that.</p> <p>20 Q Anything else? 03:27:44</p> <p>21 A I don't believe so.</p> <p>22 Q Stepping back, would you please remind me,</p> <p>23 were you formally engaged in this matter?</p> <p>24 A What do you mean?</p> <p>25 Q Well, you have about three times as many 03:27:58</p> <p style="text-align: right;">Page 126</p>	<p>1 Sturdevant before this action?</p> <p>2 A No.</p> <p>3 Q Would you please turn to your report, which</p> <p>4 is Exhibit 408. Directing your attention to</p> <p>5 paragraph 4, you describe testimony that Ms. 03:29:11</p> <p>6 Sevillano provided regarding the transfer of</p> <p>7 interest in Deed of Trust and Note to U.S. Bank from</p> <p>8 MERS.</p> <p>9 Do you have an opinion as to whether the</p> <p>10 beneficial interest under the Tamburri Deed of Trust 03:29:47</p> <p>11 was transferred to U.S. Bank?</p> <p>12 A By Exhibit 28?</p> <p>13 Q Let's start with that, yes.</p> <p>14 A I don't know.</p> <p>15 Q And outside of Exhibit 28, do you have an 03:30:11</p> <p>16 opinion as to whether the beneficial interest under</p> <p>17 the Tamburri Deed of Trust was transferred to U.S.</p> <p>18 Bank?</p> <p>19 A No.</p> <p>20 Q Do you have any opinion as to whether any 03:30:22</p> <p>21 consideration was provided to U.S. Bank in</p> <p>22 connection with the transfer of beneficial interest</p> <p>23 of the Deed of Trust in this case?</p> <p>24 A I have no knowledge of that.</p> <p>25 Q Are any of those things something that you 03:30:32</p> <p style="text-align: right;">Page 128</p>
<p>1 years practicing law as I do. In your experience,</p> <p>2 what -- what does someone mean by engaging an</p> <p>3 expert?</p> <p>4 A Well, I agreed to the extent that I was</p> <p>5 able to provide expert testimony. 03:28:11</p> <p>6 Q And when did you make that agreement?</p> <p>7 A Sometime between the middle of March and</p> <p>8 May.</p> <p>9 Q And it was Mr. Sturdevant who engaged you</p> <p>10 in this matter; is that right? 03:28:28</p> <p>11 A Yes.</p> <p>12 Q Do you know how you came into contact with</p> <p>13 Mr. Sturdevant?</p> <p>14 A He got my name from somebody else.</p> <p>15 Q Do you know whose name he got -- strike 03:28:35</p> <p>16 that.</p> <p>17 A The lawyer --</p> <p>18 Q Do you know who gave you his name? I said</p> <p>19 that wrong again.</p> <p>20 A Elizabeth -- 03:28:45</p> <p>21 Q Do you know who gave Mr. Sturdevant your</p> <p>22 name?</p> <p>23 A Elizabeth Letcher comes to my mind, but I</p> <p>24 don't know if that's right.</p> <p>25 Q And have you had any prior contact with Mr. 03:28:52</p> <p style="text-align: right;">Page 127</p>	<p>1 investigated?</p> <p>2 A No.</p> <p>3 Q Directing your attention to paragraph 6 on</p> <p>4 page 4 of Exhibit 408, which is your report in this</p> <p>5 action. We've talked a lot today about whether Ms. 03:30:52</p> <p>6 Sevillano had authority in your opinion in that</p> <p>7 regard. I have a few follow-ups.</p> <p>8 In your experience, whether an individual</p> <p>9 has the authority to sign a document would depend on</p> <p>10 the individual facts of the case, right? 03:31:08</p> <p>11 A Yes.</p> <p>12 Q The applicable written agreements would</p> <p>13 influence whether an individual would have the</p> <p>14 authority to sign a particular document?</p> <p>15 A Yes. 03:31:19</p> <p>16 Q There could be oral agreements between the</p> <p>17 parties that would affect an individual's authority</p> <p>18 to sign a document, correct?</p> <p>19 A I guess we better start getting clear about</p> <p>20 parties. Who are we referring to as parties? 03:31:31</p> <p>21 Q Okay. Well, let's be specific. In this</p> <p>22 case we're talking about the authority of Ms.</p> <p>23 Sevillano to sign the Assignment of Deed of Trust</p> <p>24 and Substitution of Trustee which is Exhibit 28. Is</p> <p>25 it fair to say that there could be oral agreements 03:31:49</p> <p style="text-align: right;">Page 129</p>

Pages 126 to 129



<p>1 that would affect Ms. Sevillano's authority to sign 2 Exhibit 28? 3 A I think that's fair. There could be. 4 Q And you don't have any knowledge either way 5 about whether there are any such oral agreements; is 03:32:02 6 that right? 7 A That's right. 8 Q Are you familiar with the concept of 9 apparent authority? 10 A With the conduct of what? 03:32:09 11 Q The concept of apparent authority? 12 A Yes. 13 Q And do you have any opinion as to whether 14 Ms. Sevillano might have had apparent authority to 15 sign Exhibit 28? 03:32:21 16 A I've not considered that. 17 Q Are you familiar with the concept of 18 ratification in the context of authority to sign a 19 document? 20 A Yes. 03:32:28 21 Q Do you have any opinion as to whether 22 ratification might provide Ms. Sevillano authority 23 to have signed Exhibit 28? 24 A Anything is possible. 25 Q You just don't know either way? 03:32:37 Page 130</p>	<p>1 are accurate, yes. 2 Q Did you apply any particular methodology to 3 analyze whether Ms. Sevillano had the authority to 4 sign Exhibit 28? 5 A I can't describe the methodology for you. 03:34:26 6 Q Was there any empirical basis for your 7 investigation as to whether or not Ms. Sevillano had 8 authority to sign Exhibit 28? 9 A Not beyond what I've already told you. 10 Q Do you apply any objective standards to 03:34:39 11 determining whether Ms. Sevillano signed Exhibit 28? 12 A Not beyond what I've already said. 13 Q And what — have you testified as to any 14 empirical bases or objective standards that you 15 applied to determine whether Ms. Sevillano had the 03:34:54 16 authority to sign Exhibit 28? 17 A Not beyond what I've already testified. 18 Q Well, humor me. Of your testimony here 19 today, what portions of that would describe the 20 empirical bases that you had to analyze whether Ms. 03:35:08 21 Sevillano had the authority to sign Exhibit 28? 22 A I just don't how to answer your question. 23 I've given you my opinions based upon the facts that 24 I'm aware of. I don't know how to answer it. 25 Q So it's fair to say that you can't identify 03:35:22 Page 132</p>
<p>1 A I don't know. 2 Q Did you investigate the laws of California 3 regarding agency in preparing your report? 4 A No. 5 Q So it could be that Ms. Sevillano had 03:32:54 6 authority, you just don't know; is that right? 7 MR. STURDEVANT: Objection. Misstates his 8 testimony. 9 THE WITNESS: It's possible, but I don't 10 think she had the authority to sign a document 03:33:20 11 conveying an interest in the note that MERS didn't 12 own. 13 MS. KLEINE: Move to strike testimony after 14 "It's possible." 15 BY MS. KLEINE: 03:33:39 16 Q Was one of your assignments to determine 17 whether Ms. Sevillano had authority to sign 18 Exhibit 28, the Substitution of Trustee and 19 Assignment? 20 A I don't recall it being put to me that way. 03:33:54 21 Q Did you consider that to be one of your 22 assignments? 23 A According to my report, yes. 24 Q And is your report accurate? 25 A Insofar as the facts upon which it's based 03:34:09 Page 131</p>	<p>1 any empirical basis that you applied to determine 2 whether or not Ms. Sevillano had authority to sign 3 Exhibit 28? 4 A That's not fair to say. 5 Q Okay. Well, what empirical bases were 03:35:31 6 there? 7 A I told you, I can't describe it the way you 8 put the question. I've given you my opinions based 9 upon the facts as I've reviewed them. That's the 10 basis for my opinions. 03:35:40 11 Q So sitting here right now, you're not able 12 to identify any empirical bases for your conclusion 13 that Ms. Sevillano lacked authority? 14 MR. STURDEVANT: Objection. Asked and 15 answered. 03:35:49 16 THE WITNESS: That's your word, and I don't 17 agree that that's an appropriate word to describe my 18 testimony today. You can make your own judgment 19 about my testimony and apply your own words to it. 20 I've given you my opinions based upon the facts as I 03:35:59 21 reviewed them. 22 BY MS. KLEINE: 23 Q So by not an appropriate word, do you mean 24 empirical bases? 25 A I don't know how to answer your questions. 03:36:05 Page 133</p>

Pages 130 to 133



<p>1 Q Is there any way to verify the results of 2 your investigation in which you concluded that Ms. 3 Sevillano lacked authority to sign Exhibit 28? 4 A You can go back and look at all the 5 documents that I've described. 03:36:23 6 Q And based on a review of all the facts in 7 the case and all the facts available, is it possible 8 that another person could come to a different 9 conclusion? 10 A Anything is possible. 03:36:32 11 Q It's possible that a reasonable jury could 12 come to a different conclusion? 13 A Anything is possible. 14 Q It's possible that a judge could come to a 15 different conclusion? 03:36:41 16 A Anything is possible. 17 Q Is there any way to determine whose 18 conclusion is more reliable other than your personal 19 opinion? 20 A I think that's up to the fact finder. 03:36:53 21 Q Directing your attention to paragraph 8, 22 please, of Exhibit 408. Paragraph 8 reads: 23 "It appears that Ms. Sevillano 24 reviewed no information before signing said 25 document, and that the document is" quote, 03:37:25 Page 134</p>	<p>1 Homeowners Bill of Rights? 2 A I have. I referred -- I think I've seen it 3 referred to as the Homeowner Protection Act or 4 something of that sort. 5 Q Did you review that act in connection with 03:38:41 6 your opinions in this action? 7 A I'd read it and articles and stories about 8 it well before that. 9 Q And in preparing your report in this 10 action, did you specifically refer to the act? 03:38:55 11 A No. 12 Q The verb that you use in paragraph 8 is 13 "appears." "It appears that." What do you mean by 14 "appears"? 15 A From reading her deposition, it appeared to 03:39:13 16 me that she had not reviewed any information before 17 she signed the document. 18 Q So it's possible that someone reading the 19 same deposition transcript and other facts in this 20 action could come to a different conclusion? 03:39:27 21 A As I said, anything is possible, but I 22 don't think it's likely. 23 Q So it comes down to weighing the facts as 24 you understand them, right? 25 A No, it comes down to reading her testimony. 03:39:38 Page 136</p>
<p>1 "not 'accurate and complete and supported 2 by competent and reliable evidence.'" 3 My first question is: What do you mean by 4 "said document"? 5 A Exhibit 28. 03:37:42 6 Q And you provide a quotation that begins 7 with "accurate" and ends with evidence, "accurate 8 and complete and supported by competent and reliable 9 evidence." Are you quoting something there? 10 A I don't know where those quotes came from. 03:37:54 11 I don't -- somehow they got there in the give and 12 take between me and Mr. Sturdevant, and I don't know 13 what they're from. 14 Q So is it -- did you provide the quotation 15 marks that are in paragraph 8? 03:38:05 16 A I just said that I don't know where they 17 came from. 18 Q So you don't know whether they came from 19 you or they came from Mr. Sturdevant? 20 A I just said that I don't know where they 03:38:14 21 came from. 22 Q Is there anywhere else they could have come 23 from besides you or Mr. Sturdevant? 24 A I don't think so. 25 Q Have you ever reviewed the California 03:38:22 Page 135</p>	<p>1 Q Do you have any specialized education in 2 reading testimony? 3 A I've been doing it for 40 years. 4 Q So it's your 40 years of experience as a 5 lawyer that qualifies you to read and interpret her 03:39:49 6 testimony; is that right? 7 A I read her testimony and my opinion is 8 based upon her testimony. 9 Q Right. And my question was do you have any 10 specialized experience in reviewing and interpreting 03:40:02 11 testimony, and I believe you said you've been doing 12 it for 40 years. So my question was by doing it for 13 40 years, did you mean your 40 years of experience 14 as an attorney? 15 A Sure. 03:40:14 16 Q Is there anything else that you meant by 17 that? 18 A I read her testimony. That's where I took 19 the facts from. 20 Q Would you please also direct your attention 03:40:40 21 to Exhibit 28, which you've been discussing -- 22 A Yes. 23 Q -- and have before you. What about 24 Exhibit 28 is not accurate and complete in your 25 opinion? 03:40:51 Page 137</p>

Pages 134 to 137

<p>1 A I would put into that category the fact 2 that the document purports to be a Substitution of 3 Trustee by MERS acting in its corporate capacity 4 rather than its nominee capacity. 5 I also include within that the fact that 03:41:07 6 the document purports to be MERS assigning an 7 interest in a Promissory Note in which it had no 8 interest; and assigning an interest in the money due 9 and to become due thereon where MERS has testified 10 in other cases it doesn't take interest in notes, it 03:41:26 11 has no right to the receipt of money from notes. 12 Q Anything else? 13 A Not that I recall at the moment. 14 Q Is there anything that would refresh your 15 recollection as to what you believe is inaccurate 03:41:40 16 about Exhibit 28? 17 A Well, I also believe that it's inaccurate 18 as far as the notary certificate is concerned based 19 upon the testimony of the notary. 20 Q Anything else? 03:41:50 21 A No. 22 Q Are you aware that under the Deed of Trust 23 securing plaintiff's loan that MERS serves as the 24 beneficiary of record as nominee for lender and its 25 successors and assigns? 03:42:11</p> <p style="text-align: right;">Page 138</p>	<p>1 told or seeing a document that earlier before -- 2 sometime in 2009, SunTrust executed a document 3 claiming that it was a beneficiary under this Deed 4 of Trust. 5 Q Anything else? 03:43:51 6 A No. 7 Q Another opinion that you offer in this 8 matter in paragraph 10 of your report, which is 9 Exhibit 408, is that the document, which is 10 Exhibit 28, is invalid. Is that right? 03:44:40 11 A Yes. 12 Q And did you apply any particular 13 methodology to determine whether Exhibit 28 was 14 valid? 15 A Not beyond what I've already explained to 03:45:02 16 you in my earlier responses. 17 Q And what do you mean by valid? 18 A Well, it was invalid to convey any interest 19 in the note -- 20 Q Well, my -- 03:45:16 21 A -- because MERS had no interest in the 22 note. 23 Q My question specifically is the term 24 "valid." What does that mean? Does that mean 25 illegal or does it mean something else? 03:45:24</p> <p style="text-align: right;">Page 140</p>
<p>1 A Would you say that again? 2 Q Sure. Are you aware that under the Deed of 3 Trust securing Ms. Tamburri's loan that MERS serves 4 as Deed of Trust beneficiary of record as nominee 5 for the lender and its successors and assigns? 03:42:24 6 A That's what the document says. 7 Q Do you believe that that's not accurate? 8 A I don't believe that MERS is a beneficiary. 9 Q And what is your basis for that belief? 10 A Various court decisions that I've read. 03:42:39 11 Q And for the record, are you referring to 12 the Deed of Trust at the moment? 13 A I'm looking at Exhibit 2. 14 Q So it's your testimony that under 15 Exhibit 2, as of the time Exhibit 2 was executed in 03:42:51 16 2006, that MERS was not in fact beneficiary under 17 the security instrument? 18 A I do not believe MERS was the beneficiary. 19 Q And that's based on the court opinions that 20 you've reviewed; is that right? 03:43:13 21 A Yes. 22 Q Is that based on anything else? 23 A It's based upon my understanding that in a 24 Deed of Trust context the lender is the beneficiary 25 of the Deed of Trust. I also have a memory of being 03:43:27</p> <p style="text-align: right;">Page 139</p>	<p>1 A It was an operative. 2 Q Operative. 3 A It didn't work. 4 Q Didn't work. Didn't work what, under 5 California law? 03:45:32 6 A I don't think it's a matter of California 7 law. It's a matter of general law anywhere in the 8 country. Somebody can't sell what they don't own. 9 Q General law anywhere in the country. Can 10 you be more specific than that? 03:45:43 11 A No. 12 Q It's possibly that a reasonable fact finder 13 reviewing the record could determine that the 14 June 2010 assignment was valid? 15 A Anything is possible. 03:46:02 16 MS. KLEINE: Are you okay, Mr. Sturdevant? 17 MR. STURDEVANT: I am. 18 BY MS. KLEINE: 19 Q Sir, are you aware of any way to test the 20 accuracy of the conclusion regarding the validity of 03:46:14 21 Exhibit 28, the substitution and assignment that you 22 make in Exhibit 402 (sic), your report? 23 A I suspect that a judge and a jury are going 24 to do that in this case. 25 Q Are you aware of any error rate that's been 03:46:32</p> <p style="text-align: right;">Page 141</p>

Pages 138 to 141

<p>1 determined when one applies the methodologies that</p> <p>2 you have applied to determine the validity of the</p> <p>3 June 2010 assignment in this case?</p> <p>4 A No.</p> <p>5 Q The methods that you applied in this case, 03:46:44</p> <p>6 have you ever published them in any peer-reviewed</p> <p>7 journal?</p> <p>8 A No.</p> <p>9 Q Did you come up with them on your own or</p> <p>10 did you derive them from someone else's work? 03:46:52</p> <p>11 A I think it's my own work.</p> <p>12 Q Have you ever seen a California Deed of</p> <p>13 Trust before your work in this action?</p> <p>14 A Yes.</p> <p>15 Q When was that? 03:47:06</p> <p>16 A I have no idea. I think I've seen several</p> <p>17 of them.</p> <p>18 Q Several, but you have no idea when?</p> <p>19 A I don't.</p> <p>20 Q Have you ever seen an assignment of 03:47:14</p> <p>21 interest in a note in California before this action?</p> <p>22 A I've seen other substitutions in</p> <p>23 assignments, yes.</p> <p>24 Q In California?</p> <p>25 A Yes. 03:47:24</p> <p style="text-align: right;">Page 142</p>	<p>1 Q Have you finished your work in this matter</p> <p>2 after this deposition is concluded?</p> <p>3 A That's up to Mr. Sturdevant.</p> <p>4 Q Are you aware of any work that remains to</p> <p>5 be done for you or by you? 03:49:11</p> <p>6 A Not today, no.</p> <p>7 Q Do you have any additional opinions that</p> <p>8 sitting here today you know that you plan to offer?</p> <p>9 A No.</p> <p>10 MS. KLEINE: I don't have any further 03:49:25</p> <p>11 questions.</p> <p>12 MS. FROHLICH: I have two quick follow-up</p> <p>13 questions.</p> <p>14</p> <p>15 EXAMINATION 03:49:42</p> <p>16 BY MS. FROHLICH:</p> <p>17 Q So Mr. Cox, looking back at Exhibit 28, am</p> <p>18 I correct that it's one of your opinions that this</p> <p>19 substitution was performed by MERS, I believe you</p> <p>20 said, in its individual corporate capacity, not as 03:50:02</p> <p>21 nominee; is that's right?</p> <p>22 A Yes.</p> <p>23 Q What leads to you that conclusion?</p> <p>24 A Because it doesn't mention that it's acting</p> <p>25 in a nominee capacity. 03:50:10</p> <p style="text-align: right;">Page 144</p>
<p>1 Q And when was that?</p> <p>2 A I don't know.</p> <p>3 Q Do you have any idea?</p> <p>4 A I really don't. Sometime in the last five</p> <p>5 years is the best I can give you. 03:47:31</p> <p>6 Q So was that in connection with talking with</p> <p>7 folks on the LISTSERV?</p> <p>8 A Yes.</p> <p>9 Q Have you reviewed California recorded deeds</p> <p>10 of trust or assignments or substitutions before this 03:47:41</p> <p>11 case outside of talking with folks on a LISTSERV?</p> <p>12 A I don't believe so.</p> <p>13 Q Have you ever been engaged either as an</p> <p>14 attorney or as an expert to provide opinions about</p> <p>15 California deeds of trust or assignments or 03:47:56</p> <p>16 substitutions prior to this case?</p> <p>17 A No.</p> <p>18 Q Have you estimated what your total billings</p> <p>19 in this case have been so far?</p> <p>20 A No. I just know what it cost me to get 03:48:32</p> <p>21 here and back.</p> <p>22 Q Did you travel with anyone to come here?</p> <p>23 A No.</p> <p>24 Q Did you travel by yourself?</p> <p>25 A I did. I left my family home. 03:48:57</p> <p style="text-align: right;">Page 143</p>	<p>1 Q Does it mention it as acting in its</p> <p>2 individual corporate capacity?</p> <p>3 A No, it does not.</p> <p>4 Q My second question is I believe you've</p> <p>5 testified that this document is invalid because it 03:50:20</p> <p>6 purports to transfer the note, and the note is not</p> <p>7 something that belonged to MERS?</p> <p>8 A Correct.</p> <p>9 Q Is that right? If we take the note out of</p> <p>10 the equation, do you have any issue with the 03:50:34</p> <p>11 validity of the transfer of the Deed of Trust under</p> <p>12 this document?</p> <p>13 A Yes.</p> <p>14 Q And what is that?</p> <p>15 A MERS purports to convey the Deed of Trust 03:50:53</p> <p>16 in its own name, not in its nominee capacity for</p> <p>17 SunTrust.</p> <p>18 Q Okay. Is that the only -- the only issue</p> <p>19 that you would have regarding the validity of the</p> <p>20 attempt to transfer just the Deed of Trust portion? 03:51:09</p> <p>21 A Yes.</p> <p>22 MS. FROHLICH: Okay. I have no further</p> <p>23 questions. Do you, John?</p> <p>24 MR. PINGEL: No, no further questions.</p> <p>25 MS. KLEINE: Thank you, Mr. Cox. 03:51:18</p> <p style="text-align: right;">Page 145</p>

Pages 142 to 145

1 VIDEO OPERATOR: This concludes today's  
2 deposition of Thomas A. Cox. The time is 3:51 p.m.  
3 We're off the record.  
4 (TIME NOTED: 3:51 p.m.)  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

Page 146

1 I, the undersigned, a Certified Shorthand  
2 Reporter of the State of California, do hereby  
3 certify:  
4 That the foregoing proceedings were taken  
5 before me at the time and place herein set forth;  
6 that any witnesses in the foregoing proceedings,  
7 prior to testifying, were duly sworn; that a record  
8 of the proceedings was made by me using machine  
9 shorthand which was thereafter transcribed under my  
10 direction; that the foregoing transcript is a true  
11 record of the testimony given.

12 I further, certify I am neither financially  
13 interested in the action nor a relative or employee  
14 of any attorney or party to this action.

15 IN WITNESS WHEREOF, I have this date  
16 subscribed my name.

17  
18 Dated: 6/13/2013  
19  
20  
21  
22  
23  
24  
25

SUZANNE F. BOSCHETTI  
CSR No. 5111

Page 147

Pages 146 to 147

<p style="text-align: center;"><b>A</b></p> <p><b>ability</b> 78:9 112:19  <b>able</b> 48:6 126:17,19  127:5 133:11  <b>absence</b> 101:8  <b>abuse</b> 74:10  <b>access</b> 115:12  <b>accuracy</b> 141:20  <b>accurate</b> 23:6 59:11  59:13 69:1 131:24  132:1 135:1,7,7  137:24 139:7  <b>acknowledge</b> 71:6  <b>acknowledged</b> 68:17  70:20  <b>acknowledgment</b>  70:16  <b>acquired</b> 22:20  <b>acquisition</b> 22:23  <b>acronym</b> 31:10,12  49:17  <b>act</b> 33:21,21 34:12  39:6 58:10,11 75:13  77:23 78:7,9 80:11  85:5,9 97:18 112:19  113:5 136:3,5,10  <b>acted</b> 12:3 39:11  85:16 113:2  <b>acting</b> 12:4 34:10  80:4,24 96:13 138:3  144:24 145:1  <b>action</b> 8:23 42:20,21  95:13 96:14 124:1,5  124:9,12,15 125:1  125:11,22 126:6,9  126:12 128:1 129:5  136:6,10,20 142:13  142:21 147:13,14  <b>actions</b> 113:12  <b>active</b> 19:6 88:15  <b>activities</b> 21:18 27:25  32:25 50:17 110:4  <b>activity</b> 24:23,25  <b>acts</b> 72:11,14,20</p>	<p><b>addition</b> 16:17  106:14  <b>additional</b> 120:3  144:7  <b>addressed</b> 40:12  <b>adjudicated</b> 38:12  <b>administered</b> 9:22  <b>admitted</b> 23:19,25  <b>adopted</b> 104:11  112:15  <b>affect</b> 129:17 130:1  <b>affidavit</b> 35:16,19  <b>affidavits</b> 56:5  <b>afternoon</b> 87:13  <b>afzal</b> 15:5,9 16:8,15  69:13 70:23 71:12  72:7,15 74:4  <b>afzals</b> 16:8 69:19  71:3 73:6,12  <b>agard</b> 109:24  <b>agency</b> 131:3  <b>agents</b> 81:19  <b>ago</b> 10:14,15,16  19:24 24:19 105:12  <b>agree</b> 8:18 42:5,8  50:23 51:10,13,15  51:17 72:21 79:5  97:3 103:9 133:17  <b>agreed</b> 127:4  <b>agreement</b> 32:13  124:17 125:18  127:6  <b>agreements</b> 129:12  129:16,25 130:5  <b>ahead</b> 46:5 66:8 94:2  <b>ahmad</b> 16:7  <b>akleine</b> 4:23  <b>al</b> 8:14 13:19  <b>alleged</b> 125:10  <b>alma</b> 87:16,23  <b>alphabetical</b> 31:12  <b>ambiguous</b> 58:22  68:11 69:17 83:22  109:16</p>	<p><b>amended</b> 16:5 88:24  89:2,9,16  <b>amendments</b> 60:17  <b>america</b> 22:18,20,22  <b>amicus</b> 24:10,14  26:15  <b>analysis</b> 73:4,14 81:7  111:22 116:8  <b>analyst</b> 73:10  <b>analyze</b> 132:3,20  <b>angela</b> 4:19 9:6 123:4  <b>answer</b> 30:13 33:14  34:4 67:17 93:13,18  98:9 105:23,25  118:12,14,23 119:8  122:4,12 132:22,24  133:25  <b>answered</b> 63:24  65:14 95:22 100:5  101:25 111:25  112:7 133:15  <b>answers</b> 67:20,21,23  <b>anticipate</b> 123:1  <b>anticipated</b> 30:13  <b>anybody</b> 101:12,13  <b>anymore</b> 106:8  <b>anytime</b> 37:22  <b>apart</b> 20:1 35:12  82:10 85:14  <b>apartment</b> 11:18  <b>apologize</b> 100:4  <b>apparent</b> 130:9,11,14  <b>apparently</b> 80:3  <b>appeal</b> 24:11  <b>appeals</b> 38:13  <b>appear</b> 17:17 71:6,15  73:6  <b>appearances</b> 3:1 4:1  5:1  <b>appeared</b> 34:15 68:2  70:19 136:15  <b>appears</b> 37:12 63:20  72:3,7 73:20 81:12  134:23 136:13,13</p>	<p>136:14  <b>applicable</b> 81:18  129:12  <b>application</b> 73:15  <b>applied</b> 99:3 132:15  133:1 142:2,5  <b>applies</b> 81:19 97:3  142:1  <b>apply</b> 56:9 97:7 113:8  132:2,10 133:19  140:12  <b>applying</b> 33:12  <b>appoint</b> 112:10  <b>appointed</b> 112:15  <b>appointing</b> 104:18  <b>appreciate</b> 87:18  <b>appropriate</b> 58:11  78:6 133:17,23  <b>april</b> 21:25  <b>area</b> 98:4  <b>areas</b> 88:8 122:18  <b>argue</b> 66:1  <b>arising</b> 24:5  <b>arnold</b> 104:14 106:22  106:23  <b>arnolds</b> 106:23  <b>arrangement</b> 45:18  <b>articles</b> 88:15 107:25  108:1,5,10 136:7  <b>articulate</b> 51:25  <b>aside</b> 14:23  <b>asked</b> 31:20 35:3,6,9  63:23 65:14 91:12  95:21 100:25  101:24 112:6  126:16 133:14  <b>asking</b> 45:4 59:6  71:20 89:20 100:7,7  118:1  <b>aspect</b> 79:13  <b>aspects</b> 79:10  <b>assessment</b> 75:12  79:6  <b>assign</b> 59:13,15 79:3</p>
---	---	--	--

117:15 122:15 <b>assigned</b> 76:1 <b>assigning</b> 138:6,8 <b>assignment</b> 32:24 33:5 56:14 57:6,18 57:23 58:2 61:11,13 70:5 71:13 74:15 75:9,23,25 78:24 79:12 86:14,19 129:23 131:19 141:14,21 142:3,20 <b>assignments</b> 110:3 131:16,22 142:23 143:10,15 <b>assigns</b> 76:4 138:25 139:5 <b>assistance</b> 38:20 89:24 <b>assistant</b> 76:8,18 77:6 77:10 95:25 97:12 97:15,17 98:12 112:11 <b>association</b> 1:8 2:8 4:15 9:8 <b>assume</b> 13:3 26:6 35:17 84:22 <b>assumes</b> 85:3 <b>assuming</b> 17:9 <b>assumptions</b> 111:10 <b>attached</b> 7:2 <b>attachment</b> 114:17 <b>attempt</b> 145:20 <b>attempted</b> 83:9 <b>attention</b> 55:9 128:4 129:3 134:21 137:20 <b>attorney</b> 10:6 123:20 137:14 143:14 147:14 <b>attorneys</b> 38:15,21 <b>auctioneer</b> 28:23 <b>auctioneers</b> 29:8 <b>audio</b> 8:17 <b>august</b> 16:7	<b>authenticate</b> 49:20 <b>authenticating</b> 114:11,18,22 <b>author</b> 49:1 <b>authority</b> 34:11 52:15 77:11,25 78:17 79:23 80:15 83:11,18,20,25 84:3 84:8,9,12,13 85:5,9 85:9 86:9 97:18 99:8,22 100:11 103:16,22 104:2,7 105:9 107:4,8,20 108:18 109:10 111:9,14,24 112:4,8 113:1,10 116:12,14 117:20 129:6,9,14 129:17,22 130:1,9 130:11,14,18,22 131:6,10,17 132:3,8 132:16,21 133:2,13 134:3 <b>authorized</b> 56:25 58:19 59:5 78:12 80:11 84:25 113:10 <b>available</b> 40:3 134:7 <b>aware</b> 12:16 40:2,7 40:18,22 41:19 51:21,24 52:2 63:12 63:19,22,25 96:15 124:14,25 132:24 138:22 139:2 141:19,25 144:4	126:22 134:4 143:21 144:17 <b>backed</b> 28:9 <b>background</b> 88:3,8,9 100:21 <b>bank</b> 1:7,8 2:7,8 4:15 4:15 9:7,8 12:3 22:18,19,20,22 23:10 24:22 28:13 51:13 75:9 76:4 100:16 125:1,4,7 126:2 128:7,11,18 128:21 <b>banking</b> 31:25 <b>banks</b> 12:1,6,7 27:23 27:24 <b>bar</b> 19:15 <b>based</b> 12:15 50:18 68:6 69:12 71:20 72:19 73:21 79:22 79:25 81:4 98:10,12 99:8,24 104:24 105:10 106:2 107:8 107:21 108:18 109:7,10 111:9,14 111:22 131:25 132:23 133:8,20 134:6 137:8 138:18 139:19,22,23 <b>baseline</b> 90:20 <b>bases</b> 101:22 111:17 111:21 132:14,20 133:5,12,24 <b>basing</b> 73:18 107:3 116:16 <b>basis</b> 42:8 51:17 57:13 58:1,4,9 59:4 65:18 68:20 74:5 75:11,12,16 86:6 97:24 100:14 101:5 101:23 102:12 104:1 105:16 106:2 114:21 117:19 118:2 132:6 133:1	133:10 139:9 <b>bears</b> 106:24 <b>began</b> 78:14 94:3 <b>beginning</b> 2:19 82:21 90:14 121:25 122:11 <b>begins</b> 72:3 135:6 <b>behalf</b> 2:17 33:20 34:1,12,12 58:8,10 58:20 59:4 75:15 80:2 85:1 86:24 97:18 <b>behavior</b> 124:8,20 125:4 <b>belief</b> 62:21 139:9 <b>believe</b> 11:9 15:3 22:21,21 24:7,22 25:15 26:12,14 29:7 35:23 40:1 41:3,4 43:2 52:3 54:17 57:17,22 58:1,9 59:5 60:19 61:2 62:18 63:2 64:2,19 64:20 65:17 66:19 69:13 71:7,9 74:5 74:22 75:2,7,16 76:7 78:23 80:9,14 81:19 89:23 90:19 100:21 103:18 106:17,21,23 110:7 111:12,20 112:16 116:14,24 119:17 122:19,22 126:21 137:11 138:15,17 139:7,8,18 143:12 144:19 145:4 <b>belonged</b> 145:7 <b>beneficial</b> 74:20,25 75:5 76:5 79:3 113:15,25 128:10 128:16,22 <b>beneficiary</b> 30:1 37:10,14 53:25 138:24 139:4,8,16
--	--	---	--



<p>139:18,24 140:3  <b>best</b> 10:20 13:16 27:7  143:5  <b>better</b> 65:3 91:8  121:3 129:19  <b>beverly</b> 16:12  <b>beyond</b> 71:24 72:17  100:15 111:11  132:9,12,17 140:15  <b>bill</b> 45:23 46:3 136:1  <b>billed</b> 46:1  <b>billings</b> 143:18  <b>blake</b> 6:24 16:12  90:16 94:12 116:18  117:24 119:13  121:17  <b>blakes</b> 116:20 120:10  120:24  <b>board</b> 104:11,17,18  106:9 112:9,15  <b>bockius</b> 5:6  <b>body</b> 39:6  <b>bono</b> 46:7  <b>borrowed</b> 50:14  <b>borrower</b> 30:3,6 39:3  43:2 50:14,14 52:3  <b>borrowers</b> 37:7 83:2  83:14 85:14,16 86:3  86:11  <b>boschetti</b> 1:22 2:21  8:8 147:24  <b>boston</b> 87:14,20  <b>bother</b> 92:10  <b>bottom</b> 67:21  <b>break</b> 16:2 43:8 65:9  67:9 83:17 102:19  123:6  <b>brian</b> 6:24 16:12  90:16  <b>brief</b> 24:14,15 26:15  <b>briefly</b> 49:4  <b>briefs</b> 24:10  <b>bring</b> 27:21 66:21  92:16</p>	<p><b>bringing</b> 29:8  <b>brought</b> 14:8 27:19  46:11 48:10,22  98:18 99:10  <b>business</b> 21:17 28:7  28:10 96:13  <b>businesses</b> 28:8  <b>bylaws</b> 106:6,11  112:11</p> <hr/> <p style="text-align: center;"><b>C</b></p> <hr/> <p><b>c</b> 3:13 6:14 104:8  115:15  <b>california</b> 1:2,17 2:2  2:19 3:8,15 4:9,21  5:9 6:21 8:1,12,15  15:24 16:1,13,21  17:20 18:3 24:1,5,5  29:1 31:15 34:19  38:13 39:12,13,19  39:22,25 40:4,7  41:11,14,16,21 42:7  42:11,19 43:3 50:2  50:24 51:11,23  52:12,16 53:7,15,23  54:4,11,18 57:19,23  60:4 78:3,4 81:23  82:12 96:14,15,25  97:1,3,6 110:5,23  110:25 115:25  116:8 131:2 135:25  141:5,6 142:12,21  142:24 143:9,15  147:2  <b>californias</b> 30:15  31:1,2 36:14,18  40:12,16,19  <b>call</b> 34:24 42:17  106:8  <b>called</b> 28:14 123:19  <b>calls</b> 42:22 106:9  <b>cant</b> 11:13 13:16 27:3  31:8 78:4 101:8  107:15,24 110:19  132:5,25 133:7</p>	<p>141:8  <b>capacity</b> 51:4 80:3,5  80:7,7 138:3,4  144:20,25 145:2,16  <b>caps</b> 49:15  <b>caption</b> 8:12  <b>care</b> 33:13  <b>career</b> 13:4 21:2  24:15 100:18  <b>carry</b> 67:21  <b>case</b> 8:12,15 9:15  12:8,11,21 13:19,20  13:24 14:10 20:4,9  20:14 23:20 24:17  25:11 26:16 27:11  32:7,9 35:12,14,16  35:19 36:6 37:13  38:2,4,5 39:15,17  41:3,6,8,12 44:23  46:4,20,23 47:7  49:25 50:22 52:22  53:4 54:20 55:1  56:11 58:19 62:24  64:15 71:2 72:18  73:2,19 74:18 78:4  79:19 80:6,8,22  81:4 88:10,20,23  90:8,22 91:11 97:2  98:11,21 99:3,16  108:19 109:6,20,23  113:18 114:3,4,5,10  114:20 115:4,20,21  115:22,23,25 116:5  124:19 128:23  129:10,22 134:7  141:24 142:3,5  143:11,16,19  <b>cases</b> 10:21 11:1 26:4  29:6,9,15,16 36:1,5  38:3,22,24 39:1,22  48:2 105:1 106:19  109:11,13,18,25  110:2,5,20,23,25  111:3,6 138:10</p>	<p><b>cassia</b> 5:14 8:7  <b>category</b> 138:1  <b>cause</b> 63:6 82:5 92:4  <b>caused</b> 125:10  <b>cell</b> 8:20  <b>certain</b> 22:12 26:14  76:5 104:5  <b>certainly</b> 83:15 85:20  <b>certificate</b> 34:23  63:15 66:14 68:2  70:9 106:8 138:18  <b>certified</b> 2:21 147:1  <b>certify</b> 147:3,12  <b>challenge</b> 83:16  85:22  <b>challenging</b> 75:23  109:20  <b>change</b> 15:16 18:23  21:12 33:1  <b>changed</b> 47:15  <b>characterization</b>  41:23 42:3 51:9  69:1 76:21 79:8  <b>characterize</b> 20:24  <b>chen</b> 9:16  <b>chens</b> 16:6  <b>christopher</b> 108:10  <b>circumstance</b> 10:18  27:12  <b>circumstances</b> 56:9  <b>citation</b> 101:4  <b>citations</b> 121:4  <b>cite</b> 71:19 118:3  <b>cited</b> 17:1,3 38:2 93:5  104:22 116:24  118:1  <b>civil</b> 6:21 17:11 41:9  41:14 60:24 71:4,20  <b>claimed</b> 34:1  <b>claiming</b> 140:3  <b>claims</b> 27:19,21 37:14  125:14  <b>clarification</b> 82:2  119:4</p>
---	--	---	---

<b>clarify</b> 66:5 <b>classes</b> 31:24,24,25 32:1,2 <b>clause</b> 76:22 <b>cleanly</b> 100:3,8 <b>clear</b> 64:24 68:13 70:8 71:10 93:21 95:24 125:2 129:19 <b>clearly</b> 50:24 <b>clients</b> 27:22 <b>closed</b> 12:1 <b>closes</b> 28:13 <b>cmf</b> 31:10 <b>cocounsel</b> 99:15 <b>code</b> 6:21 17:6,10,11 17:19,23 41:9,14 60:24 71:4,20 <b>coined</b> 56:3 <b>collective</b> 100:21 102:9 <b>college</b> 87:20 <b>com</b> 3:10,17 4:11,12 4:23 5:11 <b>come</b> 31:6 38:2 96:3 99:16 134:8,12,14 135:22 136:20 142:9 143:22 <b>comes</b> 54:8 127:23 136:23,25 <b>coming</b> 15:7 <b>commercial</b> 26:23 27:6,17 <b>commission</b> 49:7,18 <b>committee</b> 6:17 49:7 49:16,18 <b>committees</b> 49:13 <b>common</b> 96:10 <b>commonwealth</b> 10:10 <b>communicated</b> 39:21 <b>communication</b> 32:13 108:24 <b>communications</b> 32:17 45:8 126:11 <b>company</b> 1:11 2:11	2:18 4:3 21:5 37:4,5 101:3 <b>compensated</b> 52:11 <b>compensation</b> 45:18 <b>competent</b> 57:19,24 58:4,5,6 59:2 135:2 135:8 <b>complaint</b> 16:6 88:25 89:2,10,17 125:14 <b>complete</b> 135:1,8 137:24 <b>complied</b> 71:3,7 <b>comply</b> 70:17 71:3,13 71:16 <b>comprehensive</b> 41:20 41:23 <b>comprise</b> 41:15 <b>computer</b> 92:1 93:1 116:22 <b>concept</b> 130:8,11,17 <b>concerned</b> 26:23 89:6 138:18 <b>concerning</b> 27:9 36:18,22 37:16 39:12 41:10 45:8 <b>concluded</b> 134:2 144:2 <b>concludes</b> 146:1 <b>conclusion</b> 42:23 101:6 133:12 134:9 134:12,15,18 136:20 141:20 144:23 <b>conclusive</b> 80:15 <b>conditions</b> 106:11 <b>conduct</b> 28:21 34:2 38:7 39:24 71:3,12 73:23 81:23 82:13 86:20 96:12,12 100:20 110:3 130:10 <b>conducted</b> 26:2 36:13 38:11 <b>conferences</b> 40:12	<b>conferred</b> 30:6 81:11 <b>confirm</b> 49:24 60:8 62:1 <b>confused</b> 67:13 <b>connection</b> 14:17 41:12 46:22 53:8,16 71:12 86:3 90:8 112:17 128:22 136:5 143:6 <b>consider</b> 40:15 42:14 55:3,6 72:23 131:21 <b>considerably</b> 117:23 <b>consideration</b> 128:21 <b>considered</b> 130:16 <b>constitute</b> 41:20 <b>constitutes</b> 42:20 <b>constitutions</b> 43:5 <b>consultant</b> 39:8,12 <b>consulted</b> 39:23 <b>contact</b> 31:6 127:12 127:25 <b>contacted</b> 36:12 88:20 <b>contain</b> 72:10,13 <b>contained</b> 42:12 89:9 <b>containing</b> 75:14 <b>content</b> 78:21 86:7 89:1 101:17 109:2 <b>contents</b> 52:7 56:7 <b>context</b> 98:11 130:18 139:24 <b>continue</b> 43:14 44:5 59:24 82:23 87:9 <b>continued</b> 4:1 5:1 7:1 <b>continuing</b> 110:8,14 <b>continuously</b> 19:11 <b>contract</b> 42:15 <b>contrary</b> 112:11 <b>contribute</b> 31:21 <b>contributed</b> 24:10,14 26:16 31:22 <b>controversy</b> 42:24 <b>conversant</b> 48:5 <b>conversation</b> 89:21	<b>conversationally</b> 11:16 <b>conversations</b> 8:20 107:9,14 <b>convey</b> 109:4 140:18 145:15 <b>conveyance</b> 29:23 <b>conveying</b> 131:11 <b>conveys</b> 76:4 <b>copies</b> 45:9 92:18 <b>copy</b> 14:3 48:19 49:24 61:24 66:21 88:24 91:24 92:7,15 92:21 104:11 <b>corp</b> 93:23 94:13 95:11 <b>corporate</b> 14:9,10 46:21 47:1,4,9,13 78:2,5 80:3,6 96:22 96:23 98:2,5,19 99:2,9 100:1,6,17 104:6,9,15 106:6 112:13,20 113:1,3,6 113:7,17 114:2 116:4,8 126:18 138:3 144:20 145:2 <b>corporation</b> 58:9,11 58:12 59:4,6 77:24 78:7 95:16 96:11,13 97:18,19 104:12 123:23 <b>correct</b> 9:15 10:7,8 30:19,24 46:24 68:9 88:17 99:5 103:20 105:18 106:22 107:18 116:5,6,10 116:17 121:15 129:18 144:18 145:8 <b>correctly</b> 88:16 103:23 <b>correctness</b> 109:3 <b>cost</b> 143:20 <b>couldnt</b> 14:8
---	--	--	---

<b>counsel</b> 8:9,25 9:18 20:10 21:5 32:14 43:8 44:18,22,22,25 45:8,11,19 47:25 48:14,14 64:9 77:14 94:13,15 115:3 126:16 <b>country</b> 141:8,9 <b>couple</b> 10:21 67:3 88:2 117:22 <b>course</b> 86:20 <b>court</b> 1:1 2:1 8:7,14 24:10,11,15 38:1,4 38:13,13 43:21,23 43:25 44:2 48:2 59:21 114:5 117:6 139:10,19 <b>cover</b> 32:15 35:10 <b>covered</b> 122:21 <b>covers</b> 35:5 <b>cox</b> 1:16 2:16 6:3,13 8:6 9:21 10:5,6 44:7 60:1,22 67:4 69:22 71:17 82:18,22,25 86:23 87:13 93:3 99:21 101:19 118:7 119:9 123:16 144:17 145:25 146:2 <b>create</b> 33:8 <b>crestar</b> 123:20,21 <b>crisis</b> 10:22 27:15 <b>csr</b> 1:22 147:25 <b>current</b> 31:18 60:16 119:1,5,21,22 <b>currently</b> 10:9 19:1 21:22 32:2 121:10 <b>cv</b> 32:3 38:2,15 39:5 88:11,18  <div style="text-align: center;"><b>D</b></div> <b>d</b> 4:7 <b>daily</b> 86:5 <b>damages</b> 125:10 <b>date</b> 61:19,20 63:16	63:20 66:16 68:16 69:5 70:10 147:15 <b>dated</b> 62:22 63:14 66:14 147:18 <b>david</b> 4:6 9:2 <b>day</b> 124:3 <b>days</b> 48:13 <b>deal</b> 110:2 <b>dealing</b> 22:4 28:18 49:19 73:24 <b>deals</b> 17:24 <b>dealt</b> 21:16 26:22 <b>deborah</b> 1:4 2:4 6:19 8:13 9:13 20:4 <b>debts</b> 28:8 <b>december</b> 49:9 <b>decided</b> 111:6 <b>decisions</b> 139:10 <b>declaration</b> 6:14 46:15 114:16 115:18 <b>declined</b> 35:7 <b>deed</b> 30:15 42:12,14 50:10,24 52:20 61:11 74:17,23 75:3 76:1,5 81:8,10 82:10 128:7,10,17 128:23 129:23 138:22 139:2,4,12 139:24,25 140:3 142:12 145:11,15 145:20 <b>deeds</b> 50:4 143:9,15 <b>deemed</b> 80:11 <b>default</b> 25:11 28:12 29:6 50:17 52:2,7 52:15 54:4,7 56:21 57:1,5,11,18,22 81:5 82:5 <b>defendant</b> 2:17 4:3 5:3 8:9 9:3,5,6,11 39:3 <b>defendants</b> 1:13 2:13 4:14 13:23 27:23	125:11 126:6,12 <b>defense</b> 18:19 31:8 <b>defenses</b> 39:9 <b>define</b> 91:5,8 <b>defined</b> 50:24 93:25 <b>defines</b> 17:19 <b>definitely</b> 87:21 <b>degree</b> 98:8 <b>delaware</b> 106:9 <b>delegate</b> 112:9 <b>delineated</b> 98:23 <b>deliver</b> 82:9 <b>delivered</b> 16:3 18:22 <b>demand</b> 28:13 <b>demanding</b> 28:16 <b>department</b> 12:2 51:13 <b>depend</b> 129:9 <b>deponent</b> 16:10,11,12 16:12 90:16 <b>deposition</b> 1:16 2:16 6:12 8:6,10 10:12 10:19 11:3 12:17,21 15:2 16:7,9,10 34:14 43:21,23,25 44:2,10 52:19 55:17 59:21 74:10,13 82:17,22 90:15 91:24 92:5 93:6,9 94:3 99:16 101:5,11 102:6 105:24 116:20 117:6 118:7 120:13,25 121:17 136:15,19 144:2 146:2 <b>depositions</b> 11:4 13:4 35:25 106:17 <b>derive</b> 142:10 <b>describe</b> 11:15 47:23 49:4 50:19 51:2,5 128:5 132:5,19 133:7,17 <b>described</b> 86:9,10 89:1,2,7 99:9,24	134:5 <b>describes</b> 45:15 <b>description</b> 6:11 12:20 25:9 89:4 <b>designated</b> 10:23 11:6 13:18 18:11,18 32:8 35:14,17 36:6 36:10 76:18 115:15 <b>designation</b> 11:11 32:12,22 33:1 71:2 <b>determine</b> 113:21 131:16 132:15 133:1 134:17 140:13 141:13 142:2 <b>determined</b> 142:1 <b>determining</b> 34:17 132:11 <b>developed</b> 12:2 30:25 <b>didn't</b> 12:11 27:21 36:3 56:23 62:16 65:18 66:13 68:24 68:25 69:11 71:16 86:2 101:11,13,16 105:2 108:23 109:3 112:22 122:4 131:11 141:3,4,4 <b>different</b> 22:8 29:10 60:21 62:14 92:5 98:7 100:7 101:19 134:8,12,15 136:20 <b>dig</b> 101:10 117:25 120:4 121:4 <b>digging</b> 104:6 <b>direct</b> 117:10 137:20 <b>directing</b> 128:4 129:3 134:21 <b>direction</b> 147:10 <b>directly</b> 110:1 <b>directors</b> 104:12,18 106:9 112:9,16 <b>disagree</b> 42:8 51:17 57:13 65:18 69:24 69:25
---	---	--	---

disciplined 19:14  
 discuss 61:11  
 discussed 15:22  
 40:25  
 discussing 137:21  
 discussion 14:10  
 31:13 59:20 117:8  
 123:12  
 dispute 42:2 65:10  
 81:6  
 disqualified 36:7  
 distinction 58:3  
 84:16  
 district 1:1,2 2:1,2  
 8:14,15  
 document 14:12,16  
 14:23 16:18 33:8,20  
 33:24 34:9,21 44:8  
 44:14,15 45:5 46:9  
 46:10,12 47:18 48:7  
 48:10 49:2,21 53:1  
 58:8,20 59:10 60:3  
 60:12 61:13,16,20  
 61:21 62:8,17,24  
 63:14,20 64:5 65:11  
 65:21 66:9,14,24  
 68:8,25 69:6,11,20  
 69:23 70:1,2,11,13  
 70:20 71:7 74:19,24  
 75:4,14 76:3 78:16  
 78:19,22 79:2,4,10  
 80:4,13 81:15,25  
 82:3,6 91:3,4 95:20  
 96:18 109:2,4,10  
 113:22 114:5,23  
 115:1,1,4,12,16,17  
 122:2 129:9,14,18  
 130:19 131:10  
 134:25,25 135:4  
 136:17 138:2,6  
 139:6 140:1,2,9  
 145:5,12  
 documents 6:14 14:2  
 16:14,15,17 37:12

39:23 43:16 44:15  
 45:10 56:5,7,10,16  
 57:4,4,9 60:2 63:9  
 63:21 70:7 73:24  
 74:21 78:15 85:1  
 86:6,8,17 101:17  
 104:14,21 105:10  
 105:11,13,18,24  
 106:2,4,4,7,10,12  
 107:2 108:23 109:1  
 112:23 113:13  
 125:21 126:15  
 134:5  
 doesnt 32:11 63:5  
 119:8,18,25 138:10  
 144:24  
 doing 21:17 34:10  
 81:2 123:1 137:3,11  
 137:12  
 dont 11:21 12:7,24,25  
 13:1,7 14:4 15:3  
 16:25 17:24 22:21  
 24:7,17,23 26:19  
 31:11 32:1 37:13  
 40:1,5 41:3,3,4  
 42:17,25 45:14  
 46:16,20 49:17  
 50:19 51:4,17,19  
 53:20,21 54:15 55:8  
 56:4 57:15 58:25  
 60:20 61:5,8 63:13  
 65:23,24 66:11 67:3  
 67:9 69:18 70:19  
 71:7 74:10 76:11,11  
 78:5,20 79:1 80:5  
 80:12,17 81:21  
 84:17,19 86:23 89:8  
 89:11,23 92:2,20,20  
 93:4 98:8 100:4  
 101:9 105:3 106:7  
 106:20,23 107:1,16  
 108:6,12 109:12,24  
 111:12,20 113:1,20  
 114:8,14,19 115:1

115:16 118:11  
 121:14 122:22  
 124:22 126:21  
 127:24 128:14  
 130:4,25 131:1,6,9  
 131:20 132:22,24  
 133:16,25 135:10  
 135:11,12,16,18,20  
 135:24 136:22  
 139:8 141:6,8  
 142:19 143:2,4,12  
 144:10  
 doubt 63:6 70:21,22  
 70:24  
 downloaded 46:18  
 114:9  
 draft 6:23 15:4 45:7  
 55:23  
 drafted 24:9,14  
 drafting 29:6 30:21  
 drafts 45:9  
 dramatically 73:7,17  
 draw 58:3  
 dreidy 4:11  
 dubious 83:11,20  
 84:3 85:6,10,11  
 103:16,22 104:2  
 105:9 107:4,5,8,21  
 108:18 109:10  
 111:9,14,24 112:5  
 112:12 116:12,14  
 117:20  
 due 43:4 72:9,12  
 138:8,9  
 dug 14:12  
 duly 104:11 147:7  
 dumas 16:13  
 duties 95:25 99:9  
 duty 75:16,18,20 96:3  
 96:11  


---

 E  


---

 e 4:19  
 earlier 34:19 45:14  
 66:23 71:18 98:17

99:1 122:13 140:1  
 140:16  
 easier 103:11  
 education 137:1  
 edward 9:16  
 effect 60:21 61:3,6  
 effective 60:13  
 effectively 26:8  
 effort 31:17 109:1  
 113:21  
 efforts 55:20  
 efrohlich 5:11  
 either 18:22 20:13  
 35:25 36:5 56:6  
 94:17 130:4,25  
 143:13  
 election 82:5  
 electronic 1:10 2:10  
 5:3 6:15 23:5 37:5  
 46:15 80:2 93:22  
 94:5 114:6 115:19  
 elizabeth 5:7 9:10  
 127:20,23  
 elses 142:10  
 emc 8:16  
 empirical 132:6,14  
 132:20 133:1,5,12  
 133:24  
 employee 76:15 77:8  
 77:21 91:19 108:25  
 147:13  
 employees 14:12  
 93:20 94:7  
 ended 21:17  
 ends 135:7  
 engaged 126:23  
 127:9 143:13  
 engagement 45:15  
 engaging 127:2  
 enters 99:13  
 entirely 26:12,24  
 27:16 79:24  
 entirety 83:8  
 entities 81:22 86:7

<p>93:22 94:17  <b>entitled</b> 53:24 64:25  81:23 82:13 102:11  106:1  <b>entity</b> 21:20 33:20,25  34:11 94:7 95:12  96:6 123:19  <b>entries</b> 67:23  <b>equal</b> 115:12  <b>equation</b> 145:10  <b>equity</b> 29:24  <b>error</b> 141:25  <b>esq</b> 3:6,13 4:6,7,19  5:7  <b>estate</b> 26:23 49:19  98:3 100:17  <b>estimated</b> 143:18  <b>et</b> 8:14 13:19  <b>evaluating</b> 33:24 34:2  125:13  <b>evaluation</b> 56:23,24  57:3  <b>event</b> 22:1 82:4  <b>everybodys</b> 98:7  <b>evidence</b> 57:20,25  58:4,5,7 59:2 71:17  72:10,14,20 80:6,15  85:3 114:5 135:2,7  135:9  <b>evidencing</b> 125:21  <b>evolve</b> 33:1  <b>exact</b> 99:2  <b>exactly</b> 81:1 119:25  120:8,22 121:14  <b>examination</b> 6:2 9:19  10:1 87:11 123:14  144:15  <b>examined</b> 9:22  <b>example</b> 27:11 74:15  96:8  <b>exception</b> 45:7  <b>excerpt</b> 6:23  <b>exchange</b> 30:9  <b>excluded</b> 12:14</p>	<p><b>excuse</b> 67:8  <b>execute</b> 67:1 82:1,3  83:25 85:1 96:17  109:10 113:12  <b>executed</b> 63:10 95:20  122:3 139:15 140:2  <b>execution</b> 73:24  <b>exercise</b> 101:15  <b>exhibit</b> 6:12,14,14,16  6:19,21,23 7:4,5  43:21,23,25 44:2,8  48:8,20 49:22 52:19  52:23 55:9 59:21  60:4 61:25 62:3  70:14 73:16 80:1  98:18,18,22 104:10  115:15 117:6 124:7  128:4,12,15 129:4  129:24 130:2,15,23  131:18 132:4,8,11  132:16,21 133:3  134:3,22 135:5  137:21,24 138:16  139:13,15,15 140:9  140:10,13 141:21  141:22 144:17  <b>exhibits</b> 6:10 7:2  43:16 122:23  <b>exists</b> 72:18 114:19  <b>experience</b> 25:24  73:9 127:1 129:8  137:4,10,13  <b>expert</b> 6:19 10:23  11:7 12:15 13:18  14:18 15:23 18:11  32:9 35:14,17 36:7  36:10 40:15 41:25  55:3,6 72:24 73:3  73:13 97:25 100:10  127:3,5 143:14  <b>expertise</b> 98:4 100:14  <b>explain</b> 37:2 50:12  <b>explained</b> 32:18  140:15</p>	<p><b>explanation</b> 41:25  <b>expose</b> 55:16  <b>express</b> 65:7 71:1,11  71:22 84:24 124:8  124:11 125:3,6,9  <b>expressed</b> 14:6 15:17  18:24 47:19 71:25  125:15  <b>expressing</b> 65:8  71:24  <b>extensive</b> 47:3  <b>extent</b> 26:22 63:4  71:5 79:3 86:8,18  100:19 107:13  127:4</p> <hr/> <p style="text-align: center;"><b>F</b></p> <hr/> <p><b>f</b> 1:22 2:21 147:24  <b>face</b> 80:13  <b>fact</b> 11:20 72:9,13  76:9 77:19 119:10  134:20 138:1,5  139:16 141:12  <b>factors</b> 32:25 111:23  <b>facts</b> 57:15,15 71:5,9  71:10,15 85:3 89:6  102:1 129:10  131:25 132:23  133:9,20 134:6,7  136:19,23 137:19  <b>factual</b> 74:14 111:17  111:21 117:19  <b>fails</b> 28:11  <b>fair</b> 13:3 22:7 26:21  29:16 85:25 86:1  89:23 129:25 130:3  132:25 133:4  <b>faith</b> 53:24 96:12  112:19  <b>false</b> 56:6,8 112:16  <b>familiar</b> 30:14,16,17  31:2 105:13 106:12  130:8,17  <b>familiarity</b> 31:1  <b>family</b> 86:16,20</p>	<p>143:25  <b>far</b> 12:13 36:9 42:16  46:5,13,21 56:20  89:6 94:4 138:18  143:19  <b>fargo</b> 1:7 2:7 4:14 9:7  16:10 23:12 124:15  124:20,23 126:2  <b>favor</b> 14:11  <b>fdic</b> 10:21 11:4,9 12:1  28:13 35:13  <b>federal</b> 24:11 43:4  115:19,21,23  <b>feel</b> 35:10 118:6  <b>feeling</b> 98:12,16 99:8  <b>felt</b> 34:17  <b>fiduciary</b> 51:16  <b>filed</b> 25:11  <b>files</b> 14:13 85:15,15  <b>finally</b> 124:25  <b>financially</b> 8:23  147:12  <b>find</b> 14:8,9 102:6  121:22  <b>finder</b> 134:20 141:12  <b>fine</b> 23:9 67:10  <b>finish</b> 103:1  <b>finished</b> 99:17 144:1  <b>firm</b> 3:5,12 9:13 21:8  <b>first</b> 14:16 19:8,19  31:2 40:22 49:14  57:12 65:9 68:1  73:14 74:7 77:1,18  83:1,7 88:19 91:14  104:1 108:22  117:10 118:16  122:12 135:3  <b>fit</b> 113:22  <b>five</b> 31:4 37:20,22  40:24 50:20 90:6  100:18 105:15  107:13 143:4  <b>fiveminute</b> 43:8  <b>fleet</b> 22:19,23</p>
--	---	---	---



<b>floor</b> 3:14 <b>flor</b> 16:11 <b>focus</b> 22:11 32:23 34:20 <b>focused</b> 27:6,16 63:8 74:1,3 86:17 100:18 <b>foerster</b> 4:18 <b>folks</b> 143:7,11 <b>follow</b> 31:9,14 <b>followed</b> 33:9 <b>following</b> 50:20 <b>follows</b> 9:23 53:12 94:20 95:3 118:19 120:20 <b>followsup</b> 129:7 <b>followup</b> 88:3 144:12 <b>force</b> 55:21 <b>foreclose</b> 81:11 <b>foreclosure</b> 6:17 11:19,21 22:5,11 24:6,22,24 25:2,5,7 25:14,25 26:3,9 27:14,25 28:22 29:3 29:15 31:3,7,18 35:21,22,24 36:14 36:18 38:3,8,22,25 39:9,24 40:3,8,13 40:16,20 41:16 42:6 42:11,19 43:3 49:8 51:10,15,22,23 52:11,16 53:7,9,14 53:17,23 54:5,11,12 54:18 55:16,21 56:10 63:8 78:24 80:24 81:24 82:12 83:12 85:15,17 100:19 126:8 <b>foreclosurerelated</b> 32:5 <b>foreclosures</b> 26:1,22 27:9,17 28:19 35:20 39:13 41:21 50:3 110:3 <b>foregoing</b> 104:10	147:4,6,10 <b>form</b> 14:9 35:23 47:15,19,22 57:10 98:19 99:2 <b>formally</b> 126:23 <b>formulated</b> 34:3 <b>forth</b> 45:12 91:10 147:5 <b>forum</b> 31:13 <b>fourth</b> 3:14 <b>framework</b> 40:19,23 41:20 <b>francisco</b> 1:17 2:19 3:8,15 4:9,21 5:9 8:1,12 <b>free</b> 118:6 <b>frequently</b> 38:3 <b>friend</b> 24:15 <b>frohlich</b> 5:7 6:5,7 9:10,10 67:7,9 87:12,21 88:1 92:15 92:22,24 94:18 95:17 96:2,24 98:25 99:18,20 102:3,18 102:22 103:5 105:5 109:19 110:11,16 110:21 113:4 115:6 115:9,13 117:4,9 118:8,12,13,17,22 120:12,18 121:5 123:4,9 144:12,16 145:22 <b>front</b> 46:14 60:3 70:1 <b>fulfill</b> 95:25 113:14 113:23 <b>full</b> 10:3 14:4 <b>function</b> 100:1 <b>functioning</b> 98:2,6 <b>functions</b> 30:22 <b>further</b> 85:13 86:24 144:10 145:22,24 147:12	78:5 94:13 98:12 99:25 106:12 141:7 141:9 <b>generally</b> 30:17 31:19 35:5 56:4 122:14 <b>generated</b> 69:6 <b>gentleman</b> 68:21 <b>getting</b> 124:2 129:19 <b>give</b> 12:20 13:16 14:15 25:8 27:11 33:5 35:3,6,7,25 73:1 82:7 91:6 92:19 104:7 107:15 121:22 135:11 143:5 <b>given</b> 14:24 77:9 97:11 99:7 108:4 112:18 113:10 132:23 133:8,20 147:11 <b>gmac</b> 55:18,21 <b>gmail</b> 3:10 <b>go</b> 8:19 12:11 13:7 20:22 28:11 31:10 43:17 58:18,22 59:16 66:8 82:15 87:3,22 88:2 93:4 94:2 101:10 102:16 102:20,22 103:15 109:25 118:7 123:7 123:11 134:4 <b>goes</b> 25:11 54:7 93:1 108:3 <b>going</b> 10:16 12:22 13:2,2 20:22 23:8 43:10,15 52:18 59:18 65:1 66:1,6 67:10 69:3 79:15 86:25 87:5,13 102:25 103:1 122:17 141:23 <b>good</b> 8:4 10:3 43:7 53:24 87:13 96:12 112:19	<b>goodell</b> 3:5,6 20:11 32:18 99:13,15 <b>goodelllawfirm</b> 3:10 <b>governance</b> 96:22 <b>governed</b> 52:7 <b>governing</b> 52:11 <b>government</b> 17:6,23 <b>governmental</b> 21:19 <b>granted</b> 37:6 99:10 100:11 <b>granting</b> 104:16 <b>grants</b> 76:4 <b>great</b> 100:19 121:24 122:10 <b>greater</b> 115:12 <b>ground</b> 13:8 103:22 <b>guaranteed</b> 28:8 <b>guarantees</b> 28:9 <b>guess</b> 10:16 12:24 15:6 34:8 51:9 67:13 84:15 92:3 95:9 98:7 129:19 <b>guesswork</b> 12:22
<b>H</b>			
<b>hac</b> 23:20,25 <b>hadnt</b> 60:19 76:10 112:2 <b>halfway</b> 55:12 <b>halt</b> 55:21 <b>hand</b> 52:18 <b>handed</b> 15:4 16:19 60:1 61:24 <b>handle</b> 38:21 <b>handled</b> 23:21 <b>handling</b> 50:16 <b>handwriting</b> 72:23 73:2,4,10,11,14 <b>happened</b> 86:18 <b>happening</b> 31:14,18 <b>harm</b> 86:16 <b>harvard</b> 87:15 <b>havent</b> 15:21 45:3 46:5 81:7 123:2,2 <b>health</b> 21:16			
<b>G</b>			
<b>general</b> 12:20 25:8			



<p> <b>heard</b> 86:16  <b>hearing</b> 110:11  <b>hed</b> 92:16  <b>held</b> 8:10 20:19 81:13 109:21  <b>helped</b> 55:14,16  <b>hes</b> 94:13  <b>hold</b> 20:16  <b>holding</b> 66:25  <b>holdings</b> 93:23 94:14 95:11 111:2  <b>holds</b> 37:6  <b>home</b> 143:25  <b>homeowner</b> 38:23 136:3  <b>homeowners</b> 27:22 136:1  <b>homes</b> 28:10 38:15  <b>honestly</b> 34:10  <b>hope</b> 13:9  <b>hour</b> 45:21  <b>hourly</b> 45:20  <b>housekeeping</b> 60:2  <b>hultman</b> 47:16 104:8 104:9,13,16 105:21 106:5,15,18 112:9 112:13  <b>humor</b> 108:5 132:18  <b>hundreds</b> 109:17 112:12  <b>hyle</b> 16:11  <hr/> <p style="text-align: center;"><b>I</b></p> <hr/> <b>id</b> 90:20 103:14 136:7  <b>idea</b> 99:2 101:17 142:16,18 143:3  <b>identification</b> 112:3  <b>identified</b> 32:8 52:20 77:5 86:13 97:16 111:19  <b>identify</b> 9:1 109:1 110:19,25 132:25 133:12  <b>identifying</b> 90:21  <b>ill</b> 14:9 17:18,18 </p>	<p> 44:18 91:13,15,15  99:18 100:8  <b>illegal</b> 140:25  <b>im</b> 10:16 11:21 12:16 13:8,10 19:23,24 20:22 23:8 24:8,16 25:18 26:7,7,14 29:1 30:16,17 31:3 33:14,22 34:4,13 35:1 44:21,22 45:4 48:6 51:22,24 52:2 52:18 57:5 59:6 60:24 61:17,22 63:8 63:10,13,13,22,25 65:1,6,25 67:10,12 67:13,14 68:13,13 68:16 71:20 76:24 77:1 79:9 81:1 84:13 89:13,16,20 91:16 93:24 99:11 99:18 100:4,7,7 102:25 103:1,20 104:5 105:13 106:3 106:11 110:22,25 118:1 122:9 123:16 125:2 132:24 139:13  <b>implication</b> 59:14  <b>improper</b> 55:21 56:21 83:11  <b>improprieties</b> 83:16 85:22  <b>inaccurate</b> 138:15,17  <b>inactive</b> 19:5,22  <b>inappropriate</b> 77:23 78:1  <b>include</b> 83:4 138:5  <b>including</b> 47:21  <b>incorporation</b> 106:8  <b>independent</b> 54:12 63:7 82:11 111:14  <b>index</b> 6:1 7:1  <b>indicates</b> 65:22  <b>individual</b> 17:16 </p>	<p> 33:19,25 34:9,14  84:25 129:8,10,13  144:20 145:2  <b>individuals</b> 113:9 129:17  <b>influence</b> 129:13  <b>information</b> 46:25 54:7,8,13 65:21 74:14 89:19 95:24 108:4 134:24 136:16  <b>informed</b> 107:14  <b>inhouse</b> 21:5  <b>initially</b> 31:20  <b>initiate</b> 78:24  <b>initiated</b> 83:12  <b>initiating</b> 54:17  <b>injured</b> 86:20  <b>injuring</b> 86:10  <b>inquiry</b> 38:11  <b>insofar</b> 131:25  <b>instance</b> 112:21  <b>instructions</b> 95:24 101:14  <b>instrument</b> 139:17  <b>instruments</b> 51:8  <b>intend</b> 17:21 54:25 73:1,3  <b>intended</b> 17:9 71:19  <b>intention</b> 46:3  <b>interest</b> 30:6 37:6 59:14 74:20,25 75:5 76:1,5 79:4 84:11 84:22,24 103:20 109:5 116:17 117:13,15,24 119:2 119:3,6,7,11,15,18 119:22,24 120:5 121:7,10,18 122:1 122:14 128:7,10,16 128:22 131:11 138:7,8,8,10 140:18 140:21 142:21  <b>interested</b> 8:23 </p>	<p> 147:13  <b>interests</b> 77:12 101:3  <b>interference</b> 8:21  <b>interpret</b> 137:5  <b>interpreting</b> 69:5 137:10  <b>interrupt</b> 118:12  <b>interrupted</b> 118:13 118:15,16  <b>interruption</b> 99:12  <b>intervention</b> 25:12  <b>introduction</b> 49:15  <b>invalid</b> 140:10,18 145:5  <b>investigate</b> 54:13 131:2  <b>investigated</b> 129:1  <b>investigation</b> 111:15 132:7 134:2  <b>invited</b> 49:10  <b>invoke</b> 81:17  <b>involve</b> 50:4  <b>involved</b> 12:6,8 22:4 28:24 29:5,6,8,25 30:1 47:25 48:2,3  <b>involvement</b> 50:15  <b>involving</b> 10:21 11:4 42:7 46:19  <b>isnt</b> 66:16  <b>issue</b> 24:21 38:5,6,9 38:12 50:3 52:15,21 56:25 58:18 59:7 60:20 71:22 74:1,18 79:19 81:9 83:18 106:24 145:10,18  <b>issued</b> 56:21 71:18  <b>issues</b> 18:24 21:16 22:5,12 24:4 27:8 27:12 32:5 36:17,21 37:16,19,24 38:2 73:2,11 86:13  <b>issuing</b> 89:5,22  <b>ive</b> 14:10 32:4 40:24 47:13,14 48:3,4 </p>
--	--	--	---

50:20 53:2 61:12,24 63:1 71:25 81:2 86:16 90:3,5 91:10 91:12 100:16 102:1 104:8,13,14 106:17 107:12 108:4,12 109:18,25 110:2 111:25 122:12,12 122:18 124:6,16 125:15 130:16 132:9,12,17,23 133:8,9,20 134:5 136:2 137:3 139:10 140:15 142:16,22	62:24,25 63:9,10,11 63:11,14,16,18,20 64:6 65:11,12 66:10 66:15 67:2 68:3,4,8 68:8,19,19 69:5,6,8 69:14,14 70:1 122:3 141:14 142:3 <b>jurat</b> 34:20,22,22 <b>jury</b> 134:11 141:23	131:1,6 132:24 133:25 135:10,12 135:16,18,20 143:2 143:20 144:8 <b>knowing</b> 86:7,8 <b>knowledge</b> 47:20,21 47:23 50:18 56:6 74:13 75:8,22 77:24 78:8,11,21 83:15 85:21 97:1,6 98:2,3 98:5,7 104:15,17 128:24 130:4 <b>knowledgeable</b> 48:5 <b>knows</b> 78:8 101:4,6 102:7 103:8	<b>legal</b> 8:8 20:24 22:9 38:19 42:23 109:11 <b>lender</b> 29:23 30:3,7 38:7 50:13 54:9,14 80:5 81:17,20 82:9 123:25 138:24 139:5,24 <b>lenders</b> 22:14 81:16 82:5 <b>lent</b> 50:13 <b>letcher</b> 127:23 <b>letter</b> 45:15 49:15 <b>letters</b> 31:12 <b>levitin</b> 18:11,21 90:2 90:3 <b>levitins</b> 108:9 <b>lewis</b> 5:6 9:11 <b>lexis</b> 61:1 <b>liability</b> 53:8,15 124:12,23 125:7 <b>license</b> 19:4,22 20:16 <b>licensed</b> 10:9 19:2,8 19:11,19,25 <b>licenses</b> 20:17,20 <b>limited</b> 50:25 55:18 <b>limits</b> 43:4 <b>line</b> 49:14 67:14 93:15 97:16 118:3 118:24 120:16 121:25 122:11 <b>lines</b> 93:7,13 116:24 121:1 <b>list</b> 14:1,4 91:8 108:9 <b>listed</b> 14:25 15:22 16:5 78:19 113:9 <b>lists</b> 32:14 38:15 116:4 <b>listserv</b> 31:7,9 88:16 143:7,11 <b>listservs</b> 39:19,20 50:21 <b>literature</b> 107:21,23 108:15 <b>litigate</b> 24:4 27:8
<b>J</b> <b>james</b> 3:13 <b>january</b> 6:18 60:13 61:7 <b>jeburpa</b> 49:15 <b>jeffery</b> 55:19 <b>jersey</b> 35:16,21 <b>jim</b> 9:12 14:8 65:23 102:15 115:7 <b>job</b> 1:23 101:16 <b>john</b> 4:7 9:4 16:10 92:12 145:23 <b>joint</b> 38:19 <b>jon</b> 9:16 <b>journal</b> 16:8 67:24 142:7 <b>journals</b> 72:10,13,15 <b>jpingel</b> 4:12 <b>jsturdevant</b> 3:17 <b>judge</b> 9:15 16:6 134:14 141:23 <b>judgment</b> 133:18 <b>judicial</b> 25:2,5,12,14 25:16 26:9 27:22 28:19 35:21,23 38:8 38:25 40:2 51:22 <b>jumps</b> 109:23 <b>june</b> 1:18 2:20 8:1,5 16:7 32:23 61:20,21 61:22 62:11,19,22	<b>K</b> <b>k</b> 104:14 106:23 <b>kept</b> 72:8,15 <b>kind</b> 31:25 32:2,12 33:12 <b>kinds</b> 37:24 50:17 110:4 <b>kleine</b> 4:19 6:6 9:6,6 92:20 123:5,8,15 131:13,15 133:22 141:16,18 144:10 145:25 <b>knew</b> 34:9 40:5 66:12 70:23 101:21 112:25 <b>know</b> 12:13,25 13:1 17:24 20:3,8 30:21 33:14 34:4 35:20 37:13 40:6 41:15 42:16,17 46:16,20 46:21 47:11 50:19 51:19,20 53:20 55:8 56:20 57:16 60:20 61:5 68:20,24,25 70:19 72:14,17 79:1 80:17 81:1,21 84:17 90:2,10,12 93:19 98:8 102:12 106:1,7 106:20 107:16 108:6,12 109:3 114:14 115:21,25 116:3 123:25 124:4 125:18 127:12,15 127:18,21,24 128:14 130:25	<b>L</b> 110:21 <b>lacked</b> 133:13 134:3 <b>laid</b> 112:1 <b>language</b> 47:12 <b>lastly</b> 49:20 <b>late</b> 27:16 124:3 <b>law</b> 3:5,12 9:13 17:24 19:2 20:16 21:10,14 21:22 29:13 31:24 32:1 49:6,7,7,18,19 54:20 78:2,5,5 81:18 87:15 96:8,10 96:15,25 97:2,3,6 107:25 108:1 109:11 110:6 116:8 127:1 141:5,7,7,9 <b>laws</b> 131:2 <b>lawyer</b> 13:4 22:2 29:3 127:17 137:5 <b>lawyers</b> 31:8 38:20 38:24 39:8,12,22 107:12 <b>leads</b> 144:23 <b>learned</b> 50:20 <b>led</b> 111:22 <b>leet</b> 5:14 8:7 <b>left</b> 21:13 112:18 143:25	

<p>litigated 36:17,21 37:16,19,25 48:1 litigating 27:12 litigation 12:2,6 23:17 28:3 39:10 46:19 little 92:5 llp 4:5,18 5:6 8:11 loan 27:15 28:4,11 52:21,21 80:22 81:6 81:9 85:15 113:16 117:25 119:2,6,7,24 121:10 124:1,5,18 125:19,22 138:23 139:3 loans 27:20,25 28:11 28:14,16 29:15 77:13 long 10:15 longer 9:15 look 44:7 46:9 48:7 49:21 58:13 60:11 62:1 66:24 70:13 73:14,15 74:6,6 82:25 102:6 118:2 134:4 looked 14:20 15:6,24 16:1,24 61:1 105:14 108:9,12 looking 33:7 34:7,8 34:13 61:2 62:2 67:12,14 77:1,18 93:8 103:3 139:13 144:17 looks 46:17 50:1 67:20 lose 84:20 lost 84:17 95:1 lot 28:7,8 31:9 89:1 98:19 101:10 129:5 loyalty 96:11 112:19 lunch 43:12</p> <p style="text-align: center;"><b>M</b></p> <p>m 2:19,20 8:2,5 82:18</p>	<p>82:21 146:2,4 machine 147:8 main 38:6 maine 10:10 13:11 19:2,6,9,12,14 24:25 25:5,15,18,20 25:25 26:2,3,8 27:13,21 28:18 29:4 29:17,20,22 30:18 35:19 38:1,4,20 39:1 48:1 majority 27:5 manner 47:21 march 88:21,22 127:7 maritime 17:24 mark 43:15 marked 7:2 43:21,23 43:25 44:2,8 46:10 48:8,20 49:21 52:19 52:23 59:21 60:4,12 61:25 62:3 70:14 117:4,6 market 4:20 5:8 marks 82:16,21 135:15 martin 18:17 massachusetts 10:11 13:11 19:2,4,20 25:1,2,8,13 26:11 26:16 29:9,12 master 124:16 match 119:25 121:14 mater 87:17,24 material 18:24 materials 14:5 15:21 16:4 50:22 108:9 matter 11:10,19,20 11:23 46:19 52:4 78:5 96:22 126:23 127:10 140:8 141:6 141:7 144:1 matters 11:17 100:19 mcguinn 18:18,21</p>	<p>90:10 mean 23:3,23 33:17 33:18 36:24 39:14 51:6 56:1 91:6 114:14,15 119:20 126:24 127:2 133:23 135:3 136:13 137:13 140:17,24,24,25 means 33:23 37:3 55:8 59:3 84:5 meant 60:9 137:16 mechanism 26:1 79:19 media 82:17,22 meet 90:4 members 113:14,24 membership 106:11 memorandum 6:16 49:6,11 memory 11:22 17:12 29:5 35:5 49:19 61:1 62:13,15,16 63:7 78:13,17 101:11 104:4 120:4 124:2 139:25 mention 80:4 144:24 145:1 mentioned 39:20 45:14 90:14 97:15 merits 125:13 mers 9:11 14:9,11,23 16:11,18 22:25 23:2 23:8 30:10,12 36:22 36:25 37:9,9,12,14 37:16 38:2,6 46:19 47:3,5,13,20,24 48:3,4,5 58:20 59:11,14 75:8,13,15 75:20,21,22 76:9,10 76:16,19 77:6,8,10 77:21 78:16,19 79:23 80:6 83:10 84:1,8,10,14,22,23</p>	<p>85:1,6,9 88:5,10,14 90:15,22 91:2,20 93:17,19,21,23,24 94:1,4,10,12,13,15 94:17,24 95:7,11,12 95:14,19 96:1,16,17 97:12 98:11,19,21 100:20 101:7,13,15 101:18,21 102:8 103:8,17,19 104:3,5 104:15,16,18 105:11 106:6,6,9,10 106:10 107:13,25 108:23,24 109:5,14 109:16,18,21,21 110:1,3,6,10 112:9 112:12,18,20,23,24 113:18 114:10 115:3,4 116:16 117:12,13,24 119:3 119:6,10,15,17 120:5 121:6,9,18 122:1,13,19 128:8 131:11 138:3,6,9,23 139:3,8,16,18 140:21 144:19 145:7,15 met 20:6 90:3,5 methodically 105:7 methodologies 142:1 methodology 132:2,5 140:13 methods 142:5 microphones 8:19 middle 72:2 127:7 mind 77:19 109:23 110:24 127:23 ministerial 30:22 51:3,9 minute 102:5 minutes 67:4 87:4 117:22 mischaracterizes 96:20 98:15 120:15</p>
--	--	---	---

<p> <b>miscited</b> 17:4  <b>misgivings</b> 79:22  <b>misquoted</b> 77:15  <b>misstates</b> 66:4 96:20  115:10 131:7  <b>misstating</b> 66:2  <b>misunderstanding</b>  89:13  <b>mix</b> 30:11  <b>mmhmm</b> 108:11  <b>mofo</b> 4:23  <b>moment</b> 60:11 67:17  138:13 139:12  <b>moments</b> 105:12  <b>monday</b> 1:18 2:20 8:1  <b>money</b> 50:13,15  138:8,11  <b>montgomery</b> 3:7  <b>morgan</b> 5:6 9:10  <b>morganlewis</b> 5:11  <b>morning</b> 8:4 10:3  15:7,8,16 48:20  50:21 66:19,23 67:5  68:1  <b>morrisson</b> 4:18  <b>mortgage</b> 1:6,9 2:6,9  4:14 5:3 6:15,17  8:13 9:7 23:5 24:5  26:18 29:19,23 30:5  32:24 37:4 46:15  49:8 52:21 55:1  56:10 80:2 93:22  94:5 113:16 114:6  115:18 119:18  <b>mortgagerelated</b>  36:6  <b>mortgages</b> 26:7,8  27:6 28:9 37:6 40:4  40:9 50:3,6 55:18  <b>mortgagor</b> 29:25  <b>motion</b> 12:15  <b>move</b> 13:2,2 131:13  <b>multiple</b> 86:6,7 </p>	<p> <b>n</b> 1:7,11 2:7,11 4:3,15  9:7  <b>nail</b> 103:3  <b>name</b> 8:7 10:3 24:17  31:8 37:4 38:8  59:12 74:9 127:14  127:15,18,22  145:16 147:16  <b>named</b> 38:7 80:9  <b>names</b> 111:1  <b>naming</b> 115:4  <b>national</b> 1:8 2:8 4:15  9:8 39:20 123:23  <b>nationally</b> 39:8  <b>nature</b> 29:20  <b>necessary</b> 78:24  113:14,23  <b>need</b> 13:7 51:21  54:21,23 65:23,24  67:9 92:20  <b>needs</b> 54:18  <b>neither</b> 83:15 85:21  147:12  <b>nelson</b> 3:6 20:11  99:15  <b>never</b> 74:16 76:15  77:7,20 91:19 98:15  116:17 117:13  119:10,15,15 121:6  121:18  <b>new</b> 35:16,21 109:24  <b>nominee</b> 37:9 38:7  80:5,7 138:4,24  139:4 144:21,25  145:16  <b>nonjudicial</b> 25:10,18  25:25 26:3,12 28:19  28:22 29:3 31:2  35:22 36:14,18  39:13,24 40:3,8,12  40:16,19 41:16,20  42:6,10,19 43:3  50:3 51:23 52:16  53:8,16,23 54:5,11 </p>	<p> 81:24 82:12  <b>northern</b> 1:2 2:2 8:15  <b>notaries</b> 15:25 16:21  41:10,13  <b>notarization</b> 61:20  <b>notarizations</b> 56:8  73:25  <b>notary</b> 15:11 16:8,15  17:16,17 33:21 34:1  34:13,21,23 63:15  66:13,15 67:1 68:2  68:17 69:14,22 70:9  70:20 72:10,13,15  73:15 138:18,19  <b>notarys</b> 66:19 67:24  <b>note</b> 8:17 30:2 44:18  54:19,22 59:13,15  74:17,23 75:3 76:1  76:6 84:11,12,22  97:10 103:20 109:4  109:5 116:17  117:14,15 119:11  119:16,25 120:7  121:7,19 122:2  128:7 131:11 138:7  140:19,22 142:21  145:6,6,9  <b>noted</b> 146:4  <b>notes</b> 119:19 120:6  122:14,16 126:5,8  138:10,11  <b>notice</b> 6:12 25:10  44:10,14 45:1 52:2  52:7,15 54:4,7  56:20,25 57:5,11,17  57:22 82:1,4,7  <b>noticed</b> 60:19  <b>notices</b> 29:7,7 50:17  <b>number</b> 6:11 39:18  48:2 60:1 70:7 91:1  102:10 105:14,24  107:25 119:1,5  <b>numbers</b> 46:17 67:14  101:9 120:16 </p>	<p> <b>O</b>  <b>o0o</b> 8:3  <b>oath</b> 9:22 13:12 17:16  <b>objection</b> 41:22 42:22  58:21 63:23 64:8,13  65:13,20 66:4 68:10  69:16 76:20 77:14  83:21 85:2 95:21  96:19 98:14 101:24  109:15 110:9 112:6  115:7,9,11 120:11  120:14 131:7  133:14  <b>objections</b> 44:19 45:1  65:1,2,25  <b>objective</b> 132:10,14  <b>obligated</b> 51:7  <b>obligation</b> 29:21  54:12  <b>obligations</b> 51:16  55:1 113:15,24  <b>observer</b> 49:13  <b>occasion</b> 27:8  <b>occasionally</b> 31:23  <b>occur</b> 51:23  <b>occurred</b> 68:18  <b>occurrence</b> 82:1,4  <b>occurs</b> 42:11  <b>offer</b> 54:25 73:3,13  88:9 100:15,22  124:19,22 140:7  144:8  <b>offered</b> 88:10  <b>offering</b> 90:21 94:8  94:21 95:4 97:13,21  100:10 104:24  <b>office</b> 21:10 22:3  <b>officer</b> 55:19 75:20  76:16 77:8,21,23  78:7,20 83:10 84:14  85:5 91:19 95:14  96:5,11,16 97:17  103:17 104:3  <b>officers</b> 96:23 104:19 </p>
---	---	--	--

N

<p><b>oh</b> 87:21 122:8</p> <p><b>okay</b> 12:17,25 13:7 13:10 14:15,23 16:23 17:13,23 18:3 19:1 23:8 24:20 26:5,15 28:15 29:14 36:12 44:25 45:4,14 48:24 57:17 59:1 60:14 61:9,15 64:22 65:15 67:19 74:1,6 84:19 87:2 88:13 89:15,24 90:7,12 91:24 92:2 93:5,8 93:11,19 94:1 97:24 100:9 103:11,12,25 105:8 106:25 107:19 111:2 115:21 116:2,11,20 116:23 117:18 118:4 120:7 121:16 121:21,24 122:8,10 123:1,3,8,18 129:21 133:5 141:16 145:18,22</p> <p><b>once</b> 22:8</p> <p><b>ones</b> 41:12 108:12</p> <p><b>online</b> 31:13</p> <p><b>open</b> 90:25</p> <p><b>operating</b> 119:18</p> <p><b>operation</b> 47:21,24 95:15</p> <p><b>operations</b> 11:18 12:3 48:4</p> <p><b>operative</b> 141:1,2</p> <p><b>operator</b> 8:4 9:17,25 43:10,13,19 44:4 59:18,23 82:16,20 87:5,8 123:11 146:1</p> <p><b>opinion</b> 14:3 18:23 33:5 35:3,6,7 42:18 42:25 52:14 53:6,13 53:21,22 54:10,16 54:25 56:22 57:8,10 62:7 65:7,8 70:16</p>	<p>71:1,11,22 75:12,15 75:19,25 77:22 80:18 81:8,10,13,22 82:11 84:7,24 85:4 86:12 89:5 91:1,16 91:21 94:8,22 95:5 95:13,18 96:4,21 97:13,21 98:10 100:10,13,15,22,23 101:23 103:13 104:1,24 105:8,10 105:16 106:2 107:3 107:7,19 108:2,17 109:7,9 111:8,13,18 111:22 114:22 116:12,16 117:20 119:9 120:17 125:25 126:3,9,13 128:9,16,20 129:6 130:13,21 134:19 137:7,25 140:7</p> <p><b>opinions</b> 14:6 15:17 34:25 47:19 73:18 73:21 79:18 81:4 86:4 88:4,9 89:22 90:21 91:6 101:23 102:12 122:19 124:8,11,19,22 125:3,6,9,15 126:16 132:23 133:8,10,20 136:6 139:19 143:14 144:7,18</p> <p><b>opposed</b> 50:6 68:19</p> <p><b>oral</b> 129:16,25 130:5</p> <p><b>order</b> 16:6 57:3,8,16 76:18</p> <p><b>orders</b> 16:6</p> <p><b>organizational</b> 106:7</p> <p><b>original</b> 54:19</p> <p><b>ought</b> 92:13</p> <p><b>outcome</b> 8:24 38:9</p> <p><b>outside</b> 80:7 128:15 143:11</p> <p><b>overall</b> 31:17</p>	<p><b>owes</b> 75:20</p> <p><b>owner</b> 113:16,25</p> <p><b>owners</b> 28:7,10</p> <p><b>ownership</b> 119:2,6,7 119:22</p>	<p><b>P</b></p> <p><b>p</b> 2:20 82:18,21 146:2 146:4</p> <p><b>pacer</b> 46:17,18 114:9</p> <p><b>page</b> 6:2,11,24 7:3 16:5 55:12,12 61:10 67:12,13,13,14,14 67:21,22 72:1 90:25 91:14 93:6,14 101:1 101:1,9 103:3,15 114:25 115:14,15 115:18 116:24 117:3,11 118:3,24 120:16 121:1,25 122:11 129:4</p> <p><b>pages</b> 1:25 6:18,22 15:6 93:13 102:10 103:2,2 114:12</p> <p><b>paid</b> 45:20</p> <p><b>painstaking</b> 90:23</p> <p><b>panels</b> 40:11</p> <p><b>paper</b> 92:2,7 93:2,4</p> <p><b>paragraph</b> 55:13 58:13 59:7,9 61:10 61:19,22 72:2,2 74:6,8 76:13,21 77:2,18 81:15 82:25 90:25 91:14 97:10 99:6,22 101:2 103:15 113:8 117:1 117:3,11 128:5 129:3 134:21,22 135:15 136:12 140:8</p> <p><b>paragraphs</b> 98:23</p> <p><b>parameters</b> 45:22</p> <p><b>part</b> 16:8 18:20 22:10 23:18,20 24:8 26:25 31:17 59:8 71:2</p>	<p>73:21 79:18 86:17 86:19 90:23 103:21 105:10 107:8,21 108:18 111:9 113:7 116:15 117:19 119:12 120:17,17 121:2</p> <p><b>participant</b> 39:18</p> <p><b>participate</b> 31:20</p> <p><b>participating</b> 49:12</p> <p><b>particular</b> 103:7 112:21 129:14 132:2 140:12</p> <p><b>parties</b> 8:18 30:2 42:7 42:15 50:10 86:25 129:17,20,20</p> <p><b>parts</b> 16:2 103:19</p> <p><b>party</b> 8:22 11:7 30:20 47:25 54:17,21 114:10 115:4 147:14</p> <p><b>pass</b> 92:3,22</p> <p><b>pattern</b> 73:21,22,23</p> <p><b>payment</b> 28:16</p> <p><b>peerreviewed</b> 142:6</p> <p><b>penal</b> 17:10,19</p> <p><b>penalty</b> 114:16</p> <p><b>pending</b> 9:15,16 115:6 118:8</p> <p><b>people</b> 56:5 112:14 112:16</p> <p><b>percent</b> 27:4</p> <p><b>percentage</b> 27:2</p> <p><b>perform</b> 30:22 110:4</p> <p><b>performed</b> 111:15 116:7 144:19</p> <p><b>performing</b> 30:21</p> <p><b>period</b> 22:20</p> <p><b>periodically</b> 39:21</p> <p><b>perjury</b> 17:19 114:17</p> <p><b>permitted</b> 26:4 81:18</p> <p><b>person</b> 63:4,17 77:23 77:24 78:8,15 134:8</p> <p><b>personal</b> 134:18</p>
---	--	--	---	---



<p>personally 20:3,8  pertain 73:11  pertaining 41:13  peterson 108:10  phone 8:21  phrase 58:4,6 59:2  68:11 72:12 103:21  110:9,15 113:22  114:1  phrased 76:12  pick 8:20  piece 65:10,17  pieces 65:9  pine 3:14 38:19  pingel 4:7 9:4,4 92:18  123:10 145:24  place 8:18 107:17  147:5  placed 34:21  plaintiff 1:5 2:5 3:3  6:19 9:13 18:12  20:3 44:22,25 45:16  46:7 48:14 99:15  plaintiffs 20:10 27:23  45:8,11,19,23 124:1  124:5 125:10,14,22  138:23  plan 144:8  please 8:17 9:1,25  10:4 43:14 44:5  53:11 59:24 72:6  74:7,8 75:1 82:23  83:8 87:9 93:14  94:19 102:4,11,13  104:25 117:5 118:4  118:10,18,20,23  120:19 126:22  128:3 134:22  137:20  plural 83:2 85:14  plus 112:10  point 15:23 46:20  78:18 103:7 121:14  121:16</p>	<p>policies 125:24 126:3  pooling 124:17  125:17  portion 91:17 116:13  145:20  portions 46:6 91:1  121:17 132:19  portland 22:3  position 97:13  possession 54:18,21  possible 107:1 130:24  131:9,14 134:7,10  134:11,13,14,16  136:18,21 141:15  possibly 43:6 141:12  postings 31:10  potential 124:12,23  125:7  power 42:11 59:12  80:8 81:17 110:2  112:10  practice 19:2,8,25  20:23,25 21:1,1,13  21:22 22:7,8,10,11  23:16,17 24:8 26:21  27:6 29:10 86:10  119:18  practiced 29:12  practices 39:10 55:22  practicing 127:1  pre 29:14  predominant 26:24  27:1  prefer 93:3  prejudiced 86:14  prepare 126:16  prepared 6:19 14:21  15:1 18:8,14 49:25  65:7 71:1,11,22  84:24 85:8 122:23  prepares 54:4  preparing 14:2,5  15:20 18:6 53:3  89:25 105:12</p>	<p>125:25 126:3,9,12  131:3 136:9  present 8:25 124:15  presented 52:23 62:3  74:14  president 76:9,19  77:6,10 97:12,15  98:13  presidents 112:10  presumably 36:3  72:9,12,19  presume 16:14 61:5  presumption 72:22  81:5  pretty 13:3  prevented 76:8  previous 59:1 99:25  103:14 105:23  previously 7:2 48:21  52:19,23 61:25 62:3  primarily 88:14  primary 25:25  principal 34:20  printed 62:24 63:9,11  63:21 64:6 65:11,22  66:10,12,12 68:25  69:1  printout 116:23  prior 15:14 18:6  23:16 24:3,13 26:21  36:12 60:21 61:6  66:3,5 123:20  127:25 143:16  147:7  private 8:20 21:1,5  22:11 27:6 38:21,24  42:6,7,15,17,20  pro 23:19,25 46:7  probably 13:7 19:5  87:17 121:3  procedure 25:13 42:7  procedures 6:17 33:9  33:11,13 49:8 96:8  125:25 126:3</p>	<p>proceedings 78:25  83:13 106:15 147:4  147:6,8  proceeds 52:4 82:9  process 25:10,16,19  28:24 29:1 33:8  42:20 43:4  produce 45:12  produced 46:11  48:21 115:4  production 6:14  professional 20:17,19  professor 18:10  108:9  program 38:16,18  project 22:3 38:19,20  prominent 77:9  97:11,14,22 98:1,13  promissory 74:17  117:14 119:11,16  119:25 121:7,19  122:14 138:7  pronounce 74:9  proper 33:10,12,17  33:23  properly 12:4 33:21  33:23  properties 27:18 82:6  property 50:16 77:12  82:9  proposition 116:25  120:8,9,23,23  protected 43:3 53:7  53:15  protection 136:3  provide 45:22 46:3  126:17 127:5  130:22 135:6,14  143:14  provided 45:9 48:15  48:19 54:13 66:18  114:11,21 128:6,21  provides 81:25 82:6,8  providing 46:6</p>
--	--	--	---



<b>provision</b> 41:9 58:14 77:15	135:3 137:9,12 140:23 145:4	69:4 88:14,14 114:1 114:2 118:25 136:15,18,25 137:2	43:17,19 44:4,18 53:12 59:16,18,20 59:23 64:24 65:1,25 67:7,11 69:14 71:21 72:6,16 82:15,18,20 83:7 87:3,5,8 92:19 94:20 95:3 99:14 102:5,17,18,20,23 102:25 105:4 110:12 117:8 118:5 118:19 120:20 123:10,12 138:24 139:4,11 141:13 146:3 147:7,11
<b>public</b> 72:8,15 82:7	<b>questionable</b> 85:10 85:11	<b>reads</b> 134:22	<b>recorded</b> 8:6 42:16 52:4 61:21 80:10 143:9
<b>published</b> 142:6	<b>questions</b> 67:22 86:24 87:1 88:3 95:10 110:14,16 123:5 133:25 144:11,13 145:23 145:24	<b>real</b> 26:23 49:19 77:12 98:3 100:16	<b>recording</b> 8:18
<b>pull</b> 92:3	<b>quick</b> 144:12	<b>realized</b> 87:16	<b>records</b> 72:8
<b>pulled</b> 114:3	<b>quickly</b> 13:3	<b>really</b> 33:3 143:4	<b>redemption</b> 29:24
<b>purely</b> 51:2	<b>quite</b> 102:9	<b>reason</b> 13:15 28:25 36:7 42:2 62:18 63:2 64:2 65:10 86:9 102:22	<b>reed</b> 4:5 8:10 9:2,4 <b>reedsmith</b> 4:11,12
<b>purport</b> 78:6	<b>quotation</b> 135:6,14	<b>reasonable</b> 134:11 141:12	<b>refer</b> 14:13 49:16 56:4 59:9 60:9 85:13 86:22 136:10
<b>purported</b> 73:16 74:19,24 75:4 95:14 96:5	<b>quote</b> 39:7 85:19 94:10,24 95:7 97:11 97:14 99:7,23 100:12 101:3,6,21 102:8 103:16 110:9 113:11 116:12 117:13 120:8,22 134:25	<b>reasonably</b> 113:13	<b>reference</b> 17:10 100:6
<b>purportedly</b> 122:3	<b>quoted</b> 76:21	<b>reasoning</b> 111:22 112:4	<b>referenced</b> 12:17 41:5,9 105:19
<b>purporting</b> 33:21 75:13 96:12 101:18 104:7 109:4	<b>quotes</b> 56:2 120:17 135:10	<b>rebuttal</b> 18:18	<b>references</b> 49:14 83:1
<b>purports</b> 79:3,4 80:1 97:17 138:2,6 145:6 145:15	<b>quoting</b> 135:9	<b>recall</b> 11:5 16:23 17:1 18:5,7,9 24:16,17 24:23 26:17,20 31:8 35:11 36:9 54:20 60:22 78:20 89:8 91:23 108:14 109:8 131:20 138:13	<b>referrals</b> 38:23
<b>purpose</b> 35:18 84:23		<b>receipt</b> 138:11	<b>referred</b> 14:16,17 34:18 64:17 84:21 98:17 105:12 108:8 136:2,3
<b>purposes</b> 26:5 112:20		<b>received</b> 75:8 101:14	<b>referring</b> 17:6 56:13 56:16 57:5 58:7,16 60:24 61:12,17 64:9 64:14,20 66:17 83:19,24 84:13 89:16 91:16 93:24 104:21 117:2 129:20 139:11
<b>pursuant</b> 42:11		<b>receives</b> 38:22	<b>refers</b> 38:23 59:7
<b>put</b> 27:1 85:10,12 101:8 114:5 121:2,3 131:20 133:8 138:1		<b>recess</b> 43:12 82:19 87:7	
		<b>reciting</b> 91:21	
<b>Q</b>		<b>recognize</b> 53:1	
<b>qualifications</b> 73:10		<b>recollection</b> 10:20 17:14 24:20 138:15	
<b>qualified</b> 35:10 88:9 97:24	<b>R</b>	<b>recon</b> 78:15 113:19	
<b>qualifies</b> 100:21 137:5	<b>r</b> 104:14 106:23	<b>recontrust</b> 1:11 2:11 2:17 4:3 9:3,5 13:23 14:11 16:11 22:16 47:1,4 56:25 73:24 78:14 79:5,20 80:21 85:16 86:3,24 98:22 108:25 113:18	
<b>question</b> 30:13 33:15 33:19 39:11 45:2 46:12 53:10,13 58:24 64:20 65:13 67:18,19,20 74:3 75:1 76:11 77:16 80:12 84:9,15,21,23 85:3 93:13,15,16 94:18,21 95:4 97:7 97:20 99:17,25 100:8 115:6,14 118:9,10,18,20,21 118:23 120:18,21 122:1 132:22 133:8	<b>rate</b> 45:20 141:25	<b>record</b> 8:5,19 9:1,14 10:4 17:19 43:10,13	
	<b>ratification</b> 130:18 130:22		
	<b>read</b> 53:11,12 55:13 67:17 68:21 72:6 74:7 83:7 90:18 93:12 94:18,20 95:3 102:25 103:2 104:13 105:4 107:24 109:18,20 109:25 110:24 118:4,10,18,19,20 118:23 120:18,20 136:7 137:5,7,18 139:10		
	<b>reading</b> 50:21 61:22		

<p>94:5 97:16  <b>reflect</b> 99:14  <b>reflected</b> 15:13  <b>refresh</b> 138:14  <b>regard</b> 32:7 33:4  129:7  <b>regarding</b> 11:17  15:25 16:21 39:9  74:14 88:20 94:9,22  95:5 109:13 110:6  116:12 125:18  128:6 131:3 141:20  145:19  <b>registration</b> 1:10  2:10 5:3 6:16 23:5  37:5 46:15 80:2  93:22 94:6 114:6  115:19  <b>regulates</b> 40:19  <b>reidy</b> 4:6 6:4 9:2,2  10:2 39:16 42:1  43:1,9,15 44:6,24  48:19,24,25 52:25  53:19 58:23 59:16  59:25 60:15,18 62:6  64:1,10,15,17,22,25  65:5,15,16,23 66:4  66:7 67:6 68:5,15  69:21 70:3,4,12  76:25 77:17 82:15  82:24 83:23 85:7  86:23 87:3  <b>reidys</b> 67:18  <b>relate</b> 16:15 91:2  <b>related</b> 8:22 11:23  24:22,23,25 27:25  38:2 47:1  <b>relates</b> 91:11 119:21  <b>relating</b> 11:18,19,20  27:13 32:25 88:5  104:14  <b>relative</b> 147:13  <b>relevant</b> 108:2  <b>reliable</b> 57:20,24 58:4</p>	<p>58:6 59:2 134:18  135:2,8  <b>relied</b> 45:11 47:20  88:23 89:11,22  92:17 112:3  <b>rely</b> 17:21 47:18  53:24 89:4 92:4  <b>relying</b> 102:7 120:1  120:10,24 121:16  <b>remains</b> 144:4  <b>remedies</b> 81:18  <b>remember</b> 11:8,12,14  12:5,8 24:18 31:11  49:17 63:5 69:11  88:25 89:12 111:2,5  <b>remembering</b> 11:13  88:16  <b>remind</b> 126:22  <b>report</b> 6:19 14:1,4,6  14:19,21,25 15:1,13  15:18,22,24 16:4  17:2,4,5 18:6,8,10  18:15,17,22,24  32:11 39:6 41:24  47:19 49:25 53:4  55:10,23 56:1 58:7  58:13 59:3,7 60:9  61:10 71:18,19 72:1  73:5 76:13 83:1  89:25 90:15,25  91:10,17 93:25  99:22 101:9,22  102:14 104:22  117:10 121:2  122:20,21 124:7  125:3,9 128:3 129:4  131:3,23,24 136:9  140:8 141:22  <b>reported</b> 1:21  <b>reporter</b> 2:22 8:7  43:22,24 44:1,3  59:22 82:2 117:7  119:4 147:2  <b>reports</b> 18:22,23 45:7</p>	<p><b>represent</b> 13:22  17:18 22:16,25  23:10 115:5  <b>representations</b>  53:24  <b>represented</b> 22:14,19  28:15 123:19  <b>representing</b> 27:24  60:15  <b>reputation</b> 90:12  <b>request</b> 6:13 8:9  <b>requests</b> 44:14,15,15  44:19 45:5,10  <b>require</b> 51:8 96:9  <b>required</b> 34:15,18  39:24 52:3 57:19,24  74:23 75:3 76:17  96:23 126:15  <b>requirement</b> 17:15  <b>research</b> 36:13 38:11  111:15  <b>reserved</b> 29:24  <b>residential</b> 26:1,4,7,8  26:13,18 27:9,13,17  31:3 35:20 38:21  39:9 40:4,8 77:12  <b>resolution</b> 14:9,11  46:22 47:1,4,9  98:19,20,21 99:3,9  100:6 104:7,11,16  113:1,3,6,7,18  114:2 116:4,9  126:18  <b>resolutions</b> 47:14  104:9,15,18 106:10  112:13,15  <b>resources</b> 83:16  85:21  <b>respect</b> 34:8 86:13,18  <b>responses</b> 140:16  <b>responsibilities</b> 96:5  98:23,24 101:12,14  101:15  <b>responsibility</b> 96:7</p>	<p><b>responsible</b> 95:12,15  <b>responsive</b> 45:10  <b>rest</b> 74:10 85:19  115:16  <b>restate</b> 75:1  <b>results</b> 134:1  <b>retained</b> 11:7 20:13  24:3,4 28:21  <b>review</b> 15:20 18:3,14  41:2,5,8 47:9 53:3  67:4 68:7 72:8  74:23 75:3 82:10  85:15 86:2 105:11  107:21,25 108:1  110:22 125:17,20  125:21,24 126:2,5,8  126:11 134:6 136:5  <b>reviewed</b> 14:2,5,7  15:1,14,16 16:4,13  16:18 18:10,17 41:1  41:12,17 44:12,20  45:4 60:24 62:10,23  64:18 71:17,21  90:15 105:1,24  109:13 110:5  111:23 133:9,21  134:24 135:25  136:16 139:20  143:9  <b>reviewing</b> 18:21  137:10 141:13  <b>right</b> 15:11,12 17:9  18:1 19:3 21:9 23:7  23:7 26:10 30:8,10  32:11 34:25 36:11  37:17 38:7,10 41:7  58:10 65:19 66:16  67:16 79:11,11  81:11,14,16,16 88:4  89:18 90:16 93:11  93:12 95:20 97:8  98:13 99:4 101:1  104:22,23 105:22  106:1,14,16 107:6</p>
---	--	--	---

108:15 109:8 114:3 114:13,23 115:2,17 116:9,25 117:16,21 118:2 119:23 120:2 120:8,13,22,25 121:12,19 123:4,9 127:10,24 129:10 130:6,7 131:6 133:11 136:24 137:6,9 138:11 139:20 140:10 144:21 145:9 <b>rights</b> 136:1 <b>river</b> 87:16 <b>robosigning</b> 55:7,17 55:25 <b>role</b> 12:21 29:2 50:25 51:2 124:14,25 125:2 <b>room</b> 99:13 <b>rough</b> 6:23 15:4 <b>roughly</b> 21:24 <b>rules</b> 13:8 52:10 96:8 <b>running</b> 28:23	70:24 76:3,13 81:15 81:16 82:3 85:19 91:17 103:7 113:9 114:25 120:3,5 121:13 139:6 <b>scandal</b> 55:17 <b>school</b> 29:13 32:1 87:15 <b>scope</b> 32:12,14,22 35:2 78:9,11 112:25 113:2,5 <b>screens</b> 38:22 <b>second</b> 2:18 4:8 8:11 12:17 43:18 57:13 59:17 65:17 87:15 87:20 103:21,25 116:15 121:22 145:4 <b>secretaries</b> 112:11 <b>secretary</b> 16:14 96:1 97:17 <b>section</b> 6:21 17:7 55:23 60:24 71:4,19 118:4 119:21 <b>sections</b> 118:7 <b>secures</b> 29:21 <b>securing</b> 81:9 138:23 139:3 <b>securitization</b> 55:1,4 125:22 <b>security</b> 29:21 30:6 77:11 139:17 <b>see</b> 34:13 37:13 46:16 66:13,15 72:3 77:2 80:5 83:2 85:23,24 92:25 113:8,20 <b>seeing</b> 54:20 63:14 140:1 <b>seen</b> 14:10 40:24 45:3 47:13,15 53:2 63:1 67:25 74:16 78:16 98:21 104:8,14 106:17 110:2 116:2 136:2 142:12,16,20	142:22 <b>sell</b> 82:8 141:8 <b>seminars</b> 32:4 48:4 <b>sense</b> 14:15 33:22 35:1 51:12 106:3,13 <b>sensitive</b> 8:19 <b>sent</b> 48:12 52:3 88:24 <b>sentence</b> 72:3 73:5 77:1,18 83:1,7 85:19 <b>sentences</b> 74:8 <b>separate</b> 30:1 103:22 <b>sequential</b> 41:15 <b>series</b> 14:1 32:3 44:15 67:22 <b>serve</b> 80:14 <b>served</b> 25:11 44:19 <b>serves</b> 94:14 138:23 139:3 <b>servicer</b> 54:1 80:22 81:3 113:20 124:4 124:17 <b>services</b> 22:9 45:16 46:7 <b>servicing</b> 113:15,24 124:17 125:17 126:5 <b>session</b> 15:14 <b>set</b> 91:10 147:5 <b>seven</b> 98:23 <b>seviollano</b> 16:9 <b>sevillano</b> 58:19 59:10 62:11 64:18,21 68:24 70:10,19,23 71:6 74:11,12,16,22 75:2,7,13 76:7,14 77:5,20 78:10 79:23 83:9,24 84:11,25 86:5 91:18,25 93:10 94:9,22 95:5 97:11 99:7,23 100:12 101:2,6 103:16 104:2 105:9 112:14 112:17 113:20	116:4 117:20 128:6 129:6,23 130:14,22 131:5,17 132:3,7,11 132:15,21 133:2,13 134:3,23 <b>sevillanos</b> 66:11 68:17 85:5 93:6 94:16 97:13 107:3,7 107:19 108:17 109:9 111:8,13,24 112:22 130:1 <b>share</b> 92:11 <b>shes</b> 75:20 96:13 97:16 <b>shorthand</b> 2:21 147:1 147:9 <b>shouldnt</b> 87:17 <b>show</b> 14:3 71:5,9,15 <b>shows</b> 32:3 <b>sic</b> 141:22 <b>side</b> 22:12 28:15 <b>sign</b> 34:1 56:5 58:19 59:5 62:19 78:15 79:23 84:8,13 101:18 105:9 108:25 112:24 129:9,14,18,23 130:1,15,18 131:10 131:17 132:4,8,16 132:21 133:2 134:3 <b>signature</b> 63:15 67:1 68:14,17 73:12,16 <b>signatures</b> 73:6 <b>signed</b> 16:3 33:19,25 34:9,14 57:4,9,12 57:12,16 62:8,11,25 63:11,17,18 64:6 65:11 68:3,8 69:7 69:13,19,23 70:10 80:1 81:9 104:8 130:23 132:11 136:17 <b>significance</b> 77:19 <b>significant</b> 22:10
--	---	---	--

23:18 70:21 77:11 99:7,23 100:12,13 100:24 <b>signing</b> 34:12 47:16 55:19 58:8 59:3 62:17 63:4,5,7 69:11 74:4,19,24 75:4,14 76:8 78:19 86:6 96:16 104:7,19 108:23 109:2,4 112:23 113:10,21 134:24 <b>similar</b> 35:19,19 72:11,14,20 98:20 <b>similarly</b> 94:15 <b>simple</b> 96:22 <b>simply</b> 108:24 <b>single</b> 76:22 103:3 <b>sir</b> 97:20 141:19 <b>sit</b> 115:24 <b>sitting</b> 133:11 144:8 <b>skip</b> 119:1,5 <b>slightly</b> 101:19 <b>sloppy</b> 73:23 <b>small</b> 28:7,8,10 <b>smith</b> 4:5 8:10 9:2,5 <b>sold</b> 82:6 <b>solutions</b> 8:9 <b>somebody</b> 58:8 59:3 69:6 74:4 78:6 112:23 127:14 141:8 <b>sorry</b> 24:23 25:18 51:22 63:10 68:13 76:24 79:9 89:13 95:1 99:11 104:16 110:22 <b>sort</b> 136:4 <b>sought</b> 126:18 <b>sounds</b> 92:9 <b>source</b> 60:23 75:18 96:3 <b>speak</b> 69:3 78:4 96:17 97:25	<b>speaking</b> 65:2 95:14 122:15 <b>speaks</b> 91:3 <b>spear</b> 5:8 <b>specialized</b> 100:16 137:1,10 <b>specific</b> 12:5,7 62:16 77:25 78:4 88:8 97:1 98:11 116:3,18 129:21 141:10 <b>specifically</b> 11:24 64:21 91:16 107:24 136:10 140:23 <b>specifics</b> 107:15 <b>specify</b> 32:11 <b>speculation</b> 12:23 72:21 85:25 <b>spike</b> 28:3 <b>spoke</b> 50:21 <b>spoken</b> 39:21 40:11 48:3 76:10,15 77:7 77:20 90:7 91:19 93:16 94:10,16,23 95:6,11,19,23 <b>stamp</b> 69:22,25 <b>standard</b> 33:12 34:2 78:1 <b>standards</b> 78:2 132:10,14 <b>standing</b> 114:12 <b>stands</b> 49:17 <b>starm</b> 1:9 2:9 4:16 9:8 <b>start</b> 21:24 84:18,19 87:14,25 90:20 99:18 102:25 105:6 128:13 129:19 <b>started</b> 32:22 108:22 112:22 116:11 <b>starting</b> 25:24 27:13 <b>starts</b> 55:13 <b>state</b> 10:3,10 17:18 17:20 19:15 20:1 23:20 24:11 25:3,5	26:9 29:22 35:21,22 35:24 42:20 43:4 44:21 48:18 61:19 64:25 65:25 70:10 76:23 101:2,22 103:15 110:17 147:2 <b>stated</b> 39:5 102:2 115:8 <b>statement</b> 42:6 57:14 93:5 99:21 101:20 101:20 103:9,10 117:1 121:6,9,18 <b>statements</b> 75:14,17 89:12 <b>states</b> 1:1 2:1 8:14 16:13,14 25:22 39:5 67:1 69:19,22 70:1 73:5 77:4 <b>stating</b> 62:11 66:9 68:2 103:23 112:14 <b>statute</b> 6:21 17:13,21 34:19 52:8 60:6,8 60:13,16 70:14,18 71:8 <b>statutes</b> 15:24 16:1 16:21,23 17:2 18:4 41:1,8,11,15,17,19 51:8 <b>statutory</b> 40:18,23 <b>stay</b> 31:18 67:7 102:5 <b>staying</b> 67:11 <b>stephan</b> 55:19 <b>stepping</b> 126:22 <b>steps</b> 39:24 51:21,24 52:1 <b>sticks</b> 110:24 <b>stopped</b> 47:16 <b>stories</b> 136:7 <b>straight</b> 30:9 <b>street</b> 2:18 3:7,14 4:8 4:20 5:8 8:11 <b>strike</b> 28:2 127:15 131:13	<b>study</b> 6:16 36:14 49:6 49:7,12 <b>sturdevant</b> 3:12,13 9:12,12,13 15:4 20:8 32:18 36:13 39:14 41:22 42:22 43:7 44:21 48:18 53:10 58:21 60:11 63:23 64:8,13,16,19 64:23 65:13,20 66:2 67:3,8,16 68:10 69:16 70:2,6 76:20 77:14 83:21 85:2 87:19,23 88:19 89:8 89:21 92:11 95:21 96:19 98:14 99:14 99:19 101:24 102:16,20 105:3 109:15 110:8,13,18 112:6 115:3,8,11 118:6,9,11,15 120:11,14 127:9,13 127:21 128:1 131:7 133:14 135:12,19 135:23 141:16,17 144:3 <b>sturdevantlaw</b> 3:17 <b>subassignment</b> 57:12 63:10 70:17 83:25 <b>subject</b> 11:10 29:24 35:4,7 <b>subjected</b> 123:17 <b>subjects</b> 35:1 <b>submit</b> 49:10 <b>submitted</b> 35:16,18 44:25 46:22 114:15 <b>subpart</b> 100:20 <b>subscribed</b> 147:16 <b>subscriber</b> 31:9 <b>subsequent</b> 55:20 <b>subsequently</b> 69:7 <b>substance</b> 47:12 108:7 <b>substantial</b> 98:24
--	--	--	--

<b>substantially</b> 29:10 <b>substitute</b> 59:12 79:4 80:8 <b>substituted</b> 79:20 80:16 <b>substitution</b> 32:24 33:4 56:13 57:6,18 57:23 58:2 61:12,13 61:14 62:2 70:5 71:13 78:23 79:16 80:10,14 86:14,19 113:22 129:24 131:18 138:2 141:21 144:19 <b>substitutions</b> 142:22 143:10,16 <b>subway</b> 87:25 <b>successful</b> 55:20 <b>successors</b> 138:25 139:5 <b>suggesting</b> 54:20 59:11 <b>suggestions</b> 91:7 <b>suing</b> 88:14,14 <b>suite</b> 2:18 3:7 4:8 8:11 <b>sum</b> 20:23 <b>summarize</b> 38:5 <b>suntrust</b> 1:6 2:6 4:14 8:13 9:7 13:19 16:12 23:14 124:2,6 124:9,12 125:24 140:2 145:17 <b>support</b> 119:10,13 121:2,17 122:23 <b>supported</b> 57:19,24 135:1,8 <b>supports</b> 119:12 120:16 <b>supposed</b> 101:22 <b>supreme</b> 24:11 38:1,4 38:13 48:1 <b>sure</b> 13:8,10 19:23,24 33:14 34:4 48:21,22	81:1 103:2 110:18 137:15 139:2 <b>suspect</b> 11:22 46:18 141:23 <b>suspended</b> 19:17 <b>suzanne</b> 1:22 2:21 8:8 147:24 <b>swear</b> 17:17 <b>swears</b> 114:16 <b>switch</b> 86:25 123:9 <b>sworn</b> 9:18 147:7 <b>system</b> 25:7 30:15 31:1,3 36:15,19,22 36:25 37:5,9 38:23 40:8,13,16,20 41:16 46:19 109:14,16,21 109:22 110:1,6,10 114:9 <b>systems</b> 1:11 2:11 5:4 6:16 23:5 25:22 40:3 46:16 80:3 93:23 94:6 114:6 115:19	50:6 71:18 83:17 88:7,15 103:13 107:12 116:13 122:18 129:5 <b>talking</b> 11:25 18:1 24:8 26:7 31:3 47:6 68:14,16 70:3,4,6 79:2,12 116:11,13 129:22 143:6,11 <b>tamburri</b> 1:4 2:4 6:20 8:13 9:14 13:19 20:4 52:20 56:11 61:25 78:25 81:5 83:4 85:14 86:14 128:10,17 <b>tamburris</b> 74:17 125:19 139:3 <b>tasked</b> 125:13 <b>taught</b> 32:4 <b>teach</b> 31:24 32:1,2 <b>tell</b> 48:17 49:1 66:25 69:5 88:22 90:25 107:11,24 108:1,5,7 <b>tells</b> 63:17 <b>ten</b> 19:24 <b>term</b> 55:25 140:23 <b>terms</b> 106:11 114:22 <b>test</b> 141:19 <b>testified</b> 9:23 10:20 11:20 19:1 35:13 68:23 74:12,16 76:14 77:7 78:11,18 78:20 86:5 91:18 94:11,13,25 95:8 99:1 103:18 105:23 116:14 117:12,18 122:13 132:13,17 138:9 145:5 <b>testify</b> 36:3 73:10 91:6 <b>testifying</b> 12:9,14 147:7 <b>testimony</b> 13:16 14:3 15:5,14 26:6 47:3,6	59:1 62:10,13,15,23 63:1,3,8,12,19,25 64:3,5,9,12,14,15 64:16,18,21 65:24 65:24 66:3,5,9,11 66:15,17,18,19,25 67:25 68:6,18,21 69:2,3,9,10,12,19 72:17 73:1,3,13 78:13 91:22,23 92:5 94:16 96:20 98:15 98:20 101:5 102:2,7 102:9 103:2,14 104:4,5,13,25 105:4 105:13,21,25 106:4 106:15,21,24 107:3 107:20 108:18,21 108:22 109:6 111:9 111:12 112:22,24 114:12,18,22 115:10 116:16,18 117:23 119:10,13 119:17 120:1,3,15 122:24 127:5 128:5 131:8,13 132:18 133:18,19 136:25 137:2,6,7,8,11,18 138:19 139:14 147:11 <b>thank</b> 9:17 87:1,2,18 99:19 122:17 145:25 <b>thats</b> 10:8 12:25 15:25 17:15 21:9 22:4 23:9 26:10 27:7 30:5,8,19,20 30:21,24 34:22 36:11 44:8 46:9,24 48:7 49:21,24 52:21 55:10 56:3 59:6 60:3,8 61:3,16 62:1 63:5,20 69:9 70:13 70:14 72:21 81:9 84:3 85:25 86:21,21
--	--	--	--



86:21 88:17,25 91:7 91:12 93:24 100:25 101:19 105:25 107:6,18 108:14 109:8 116:6,10 117:19 118:8 121:11,13,15 127:24 130:3,7 133:4,9,16,17 134:20 137:18 139:6,7,19 141:25 144:3,21 <b>theory</b> 29:22 <b>thereon</b> 138:9 <b>theres</b> 29:25,25 30:5 30:18,20 31:7 42:24 50:13,14,15 63:15 63:16 65:21 68:7 70:21 72:2 80:4 93:22,23 95:9,10 98:19,22 101:4 102:22 109:17,17 112:24 117:23,23 119:12 120:1,3 122:5,7,22 <b>theyre</b> 14:6 15:17 35:23 51:7 59:5 135:13 <b>theyve</b> 47:15 60:12 <b>thing</b> 14:7 <b>things</b> 92:16 112:3 128:25 <b>think</b> 10:24 11:20 13:15 15:13,25 17:3 17:4,11 19:4 23:6 32:23 34:20 36:11 37:3 40:5 41:11 47:15 48:12,20 50:11 51:4 58:6,25 61:4 62:13 63:13 64:23 65:3 66:10,11 70:21 73:20 76:17 76:23 77:22 78:6 80:12 85:4 88:11,18	91:3 92:4 94:3 96:10 97:16 99:11 100:4 101:9,16 104:20 107:1,6 109:12,25 111:25 112:8,12 113:2 114:25 118:11 121:22 122:6,17,20 123:17 130:3 131:10 134:20 135:24 136:2,22 141:6 142:11,16 <b>third</b> 16:5 30:20 88:24 89:2,9,16 123:23 <b>thomas</b> 1:16 2:16 6:3 6:12 8:6 9:21 10:5 82:17,22 146:2 <b>thought</b> 33:9 46:5 87:19 92:16 93:8 100:5 123:2 <b>thoughts</b> 92:6 <b>thousand</b> 21:25 <b>thousands</b> 112:13 <b>three</b> 36:10 126:25 <b>throw</b> 30:10 <b>tier</b> 87:15,20 <b>tigar</b> 9:16 <b>time</b> 8:25 10:17 16:3 22:12 28:14 33:2 43:7,11,14,19 44:5 59:19,24 68:1,12 82:18 87:6,9 101:10 102:13 122:2 139:15 146:2,4 147:5 <b>timeframe</b> 12:18 <b>times</b> 24:13 36:10 77:16 90:5 105:14 126:25 <b>tina</b> 16:9 62:10 64:18 68:17,24 70:23 <b>title</b> 29:22,23 77:9 83:10,12 97:11,21	97:25 98:13 103:17 104:3 112:18 <b>today</b> 13:16 15:2,20 23:8 24:9 27:3 44:10,12,20 46:11 48:11,15 61:3 71:21 71:23 88:25 89:12 91:25 94:4 98:17 99:10 103:1 110:20 111:1 125:16 129:5 132:19 133:18 144:6,8 <b>today's</b> 26:5 146:1 <b>told</b> 41:14 57:11 78:14 81:2 89:21 108:24 124:6,16 132:9 133:7 140:1 <b>top</b> 46:17 <b>topics</b> 35:9 <b>total</b> 143:18 <b>totally</b> 84:17 <b>touched</b> 83:18 <b>tower</b> 5:8 <b>trains</b> 38:21 <b>transactions</b> 98:3 100:16,17,17 <b>transcribed</b> 147:9 <b>transcript</b> 6:23 16:9 90:18 91:25 93:6 136:19 147:10 <b>transcripts</b> 16:10 <b>transfer</b> 74:20,24 75:4 77:11 83:10,12 84:12 103:17 104:2 128:6,22 145:6,11 145:20 <b>transferred</b> 128:11 128:17 <b>transferring</b> 101:3 <b>travel</b> 143:22,24 <b>traveled</b> 13:14 <b>tree</b> 38:19 <b>trial</b> 12:9,12 36:3 122:24	<b>tried</b> 11:12 48:4 91:10 <b>triggered</b> 22:1 <b>true</b> 51:11 63:3 64:3 93:24 104:11 147:10 <b>trust</b> 11:18,23,24 12:2 30:15 42:12,14 50:4,10,24 51:13 52:21 61:11 74:18 74:23 75:3 76:2,6 81:8,10 82:11 86:19 128:7,10,17,23 129:23 138:22 139:3,4,12,24,25 140:4 142:13 143:10,15 145:11 145:15,20 <b>trustee</b> 1:8 2:8 4:16 9:8 29:25 30:18,22 32:24 50:15 51:10 51:11,12,13,15 52:4 53:7,14,23,25 54:3 54:6,11 58:2 59:12 61:12 79:5,16,20 80:8,9,10,11,16,25 81:25 82:3,7,8 85:17 129:24 131:18 138:3 <b>trustees</b> 12:3 30:14 50:23 52:11 81:23 <b>truth</b> 75:16 <b>try</b> 20:23 93:1 102:6 <b>trying</b> 29:2 33:22 35:1 65:6 106:3 <b>turn</b> 55:9 72:1 90:24 91:13 128:3 <b>two</b> 11:4 16:2 20:1 21:25 31:11 35:15 57:6 65:9 74:7 79:10 93:21 95:9 103:19 106:17 144:12 <b>type</b> 28:3 35:19
--	--	---	---

U	V	85:13 86:10	
<b>u</b> 1:8 2:8 4:15 9:8 23:10 75:9 76:4 124:25 125:4,7 126:2 128:7,11,17 128:21 <b>ulc</b> 6:16 49:16 <b>unable</b> 110:25 <b>uncertainty</b> 68:7,11 <b>uncertified</b> 6:23 <b>unclear</b> 69:15 <b>underlying</b> 117:19 <b>undersigned</b> 76:3 147:1 <b>understand</b> 10:6 13:11,14,20,21,22 23:2,23 32:7 36:24 37:8 42:10 45:3 46:13 50:2 58:24 61:16 69:18 76:11 80:12,21,23 84:16 119:20 136:24 <b>understanding</b> 29:2 32:21 50:9,12 51:1 51:25 52:6,10 54:3 54:6,8 63:13 64:11 65:6 67:25 68:24 78:10 84:10 94:5,7 94:15 99:25 100:5 113:17,19 139:23 <b>understood</b> 33:18 69:9,10 <b>uniform</b> 49:6,7,18 <b>united</b> 1:1 2:1 8:14 <b>university</b> 87:14 <b>unlawful</b> 72:11,14,20 <b>unquote</b> 99:23 100:12 <b>unsuspecting</b> 83:13 <b>updates</b> 31:14 <b>use</b> 33:24 56:4 72:12 136:12 <b>usually</b> 114:15	<b>vague</b> 58:21 68:10,12 69:16 83:21 109:15 <b>valerio</b> 16:11 <b>valid</b> 58:9 59:4 109:22 116:9 140:14,17,24 141:14 <b>validity</b> 109:14,16,21 110:1,6,9 141:20 142:2 145:11,19 <b>value</b> 75:9 <b>variation</b> 47:14 73:19 73:20 <b>various</b> 67:23 104:14 105:11 139:10 <b>vary</b> 73:6,7,16 <b>verb</b> 136:12 <b>verbally</b> 89:1 <b>verify</b> 54:13 134:1 <b>veritext</b> 5:14 8:8 <b>version</b> 60:16,21,23 61:3,6 <b>versus</b> 8:13 13:19 <b>vice</b> 23:20,25 76:8,18 77:6,10 97:12,15 98:13 112:10 <b>video</b> 8:4,6,17 9:14 9:17,25 43:10,13,19 44:4 59:18,23 82:16 82:20 87:5,8 123:11 146:1 <b>videographer</b> 5:13 <b>videotaped</b> 1:16 2:16 <b>view</b> 56:10 58:8 59:10 100:24 <b>views</b> 33:7 91:11 <b>virtue</b> 76:9 <b>volume</b> 1:19 2:17 6:3 82:17,21 <b>volunteer</b> 22:2,9 38:20 <b>vs</b> 1:5 2:5 <b>vulnerable</b> 83:14	<b>w</b> 3:6 <b>want</b> 12:24 30:10 32:14 44:20 83:17 84:19 92:6,18,19 102:15 117:22,25 123:11 <b>wanted</b> 32:19 70:7 88:2 <b>wars</b> 87:25 <b>wasnt</b> 28:23 48:21 59:13 126:19 <b>way</b> 8:24 11:13 17:21 29:11 33:16 34:6 47:2,18 51:5 71:24 76:12 80:18 85:11 86:15 94:4 109:24 130:4,25 131:20 133:7 134:1,17 141:19 <b>week</b> 15:5 66:20 <b>weighing</b> 136:23 <b>wells</b> 1:7 2:7 4:14 9:7 16:10 23:12 124:14 124:20,23 126:2 <b>went</b> 22:2 30:13 45:12 109:23 <b>weve</b> 60:1 70:4 79:2 79:12 83:17,18 112:1,1 122:18 129:5 <b>whats</b> 14:25 25:7 29:20,20 31:14,18 48:19 50:18 52:18 62:15,21,21 73:22 75:11,12,18 77:19 112:4 <b>whatsoever</b> 112:17 <b>whereof</b> 147:15 <b>whispers</b> 8:20 <b>whoops</b> 15:3 <b>willfully</b> 72:8 <b>william</b> 104:8	<b>wisecrack</b> 87:14 <b>wish</b> 11:12 77:15 <b>witness</b> 6:2 9:17 10:23 13:18 14:18 15:24 17:15 32:9 35:14 41:24 42:24 47:5 52:24 53:18 60:14 62:4,5 63:25 64:17 65:3 66:5 67:12,19 68:1,13 69:18 70:9 76:23 85:4 87:2,22,25 92:13 94:12 95:1,9 95:23 96:21 98:17 102:1,15,24 109:17 110:19 112:8 117:12 121:1 123:7 131:9 133:16 147:15 <b>witnesses</b> 147:6 <b>wont</b> 13:9 <b>word</b> 33:23 55:8 56:3 56:3,4 98:16 133:16 133:17,23 <b>words</b> 37:2 55:13 56:2 133:19 <b>work</b> 14:18 27:5,16 29:19 49:13 91:11 123:20 141:3,4,4 142:10,11,13 144:1 144:4 <b>worked</b> 21:8,19 22:21 <b>working</b> 15:23 78:14 <b>works</b> 93:17 94:10,24 95:7 <b>written</b> 32:13 82:1,4 129:12 <b>wrong</b> 103:20 127:19 <b>wrote</b> 49:8  <hr/> <b>X</b> <hr/> <hr/> <b>Y</b> <hr/> <b>yeah</b> 88:6

<b>year</b> 21:3 29:13 35:15 88:21	44:20,25 45:5,10,15 45:20,25 46:5,10,15	83:15,20,25 84:5,10 84:15,20,25 85:5,10	115:10,15,20,25 116:5,10,15,20,25
<b>years</b> 10:14,16 19:24 20:22 22:11 24:19 31:5 37:20,22 40:24 50:20 90:6 100:18 105:15 107:13 111:5 127:1 137:3,4 137:12,13,13 143:5	46:20,25 47:5,10,15 47:20,25 48:5,10,15 48:20,25 49:5,10,15 49:20,25 50:5,10,15 50:20,25 51:5,10,15 51:20,25 52:5,10,10 52:15,20,25 53:5,10 53:15,20,25 54:5,10 54:15,20,25 55:5,10 55:15,20,25 56:5,10 56:15,20,25 57:5,10 57:15,20,25 58:5,10 58:15,20,25 59:5,10 59:15,20,25 60:5,10 60:15,20,25 61:5,10 61:15,15,20,25 62:5 62:10,15,20,25 63:5 63:10,15,20,25 64:5 64:10,15,20,25 65:5 65:10,15,20,25 66:5 66:10,15,20,25 67:5 67:10,15,20,25 68:5 68:10,15,20,25 69:5 69:10,15,20,25 70:5 70:10,15,20,25 71:5 71:10,15,20,25 72:5 72:10,15,20,25 73:5 73:10,15,20,25 74:5 74:10,15,20,25 75:5 75:10,15,20,25 76:5 76:10,15,20,25 77:5 77:10,15,20,25 78:5 78:10,15,20,25 79:5 79:10,15,20,25 80:5 80:25 81:5,10 91:10 106:15,20,25 107:5	85:15,20,25 86:5,10 86:15,20,25 87:5,10 87:15,20,25 88:5,10 88:15,20,25 89:5,10 89:15,20,25 90:5,10 90:15,20,25 91:5,10 91:15,20,25 92:5,5 92:10,15,20,25 93:5 93:10,15,20,25 94:5 94:10,15,20 95:5,10 95:15,20,25 96:5,10 96:15,20,25 97:5,10 97:15,20,25 98:5,10 98:15,20,25 99:5,10 99:15,20,25 100:5 100:10,15,20,25 101:5,10,15,20,25 102:5,10,15,20,25 103:5,10,15,20,25 104:5,10,15,20,25 105:5,10,15,20 107:10,15,20,25 130:5 137:10 140:15 141:15 144:20	117:5,10,15,20,25 118:5,10,15,20,25 119:5,10,15,20,25 120:5,10,15,20,25 121:5,10,15,20,25 122:5,10,15,20,25 123:5,10,15,20,25 124:5,10,15,20,25 125:5,10,15,20,25 126:5,10,15,20,25 127:5,10,15,20,25 128:5,10,15,20,25 129:5,10,15,20,25 130:5,10,15,20,25 131:5,10,15,20,25 132:5,10,15,20,25 133:5,10,15,20,25 134:5,10,15,20,25 135:5,10,15,20,25 136:5,10,15,20,25 137:5,10,15,20,25 138:5,10,15,20,25 139:5,10,15,20,25 140:5,10,15,20,25 141:5,10,15,20,25 142:5,10,15,20,25 143:5,10,15,20,25 144:5,10,15,20,25 145:5,10,15,20,25
<b>york</b> 109:24			
<b>youd</b> 34:23 120:4 121:4			
<b>youll</b> 123:16			
<b>youre</b> 10:6 13:12 33:24 40:7 58:14 64:25 65:7,8 66:24 71:22 91:5,5 97:20 102:7 103:3 104:21 104:24 107:2 114:1 114:2 120:1,9,24 121:16 133:11			
<b>youve</b> 13:4,18 14:24 16:3,19 19:11 30:25 32:8 36:9 37:16 45:4 70:6 71:17,21 84:17 86:13 88:10 111:15,18,23 114:11 116:24 117:18,18 118:1 137:11,21 139:20 145:4			
<b>Z</b>			
<b>0</b>			
<b>00</b> 15:20 25:25 32:25 38:15,20,25 39:5,25 41:10 42:5 80:10,15 80:20 100:10 101:20 105:25 106:5,10	<b>02</b> 12:10 21:10 22:10 39:25 40:5,10,15 48:25 80:10,15,20 80:25 81:5,10,15,15 81:20,20,25 82:5,10 82:15,20,25 83:5,10	<b>03</b> 28:15 34:15 38:5 40:20,25 41:5 43:14 43:15,20 46:20 81:25 82:5,10 90:15 94:15 97:10 105:5 105:25 106:5,10,15 106:20,25 107:5,10 107:15,20,25 108:5 108:5,10,10,15,15 108:20,20,25 109:5 109:10,15,20,25 110:5,10,15,20,25 111:5,10,15,20,25 112:5,10,15,20,25 112:25 113:5,10,15 113:20,25 114:5,10 114:15,20,25 115:5	<b>04</b> 11:20 14:25 20:15 29:5 33:15 41:10,15 41:20,25 43:20,20 44:5 55:15 71:20 72:5 82:15,18 93:20 105:25 108:25 109:5,10 121:10 125:25 <b>05</b> 38:15 42:5,10,15 42:20,25 64:10 65:20 77:25 85:15 89:10 103:5,25 108:25 109:15,20
<b>000</b> 112:10			
<b>01</b> 9:15 23:15 39:10 39:10,15,20 43:15 43:20,25 44:5,10,15			

109:25 116:15 120:10 133:25 135:15 <b>06</b> 10:25 14:5 17:20 24:25 30:20 42:25 43:5,10,11,25 49:20 57:10 77:5 96:10 110:5,10,15,20,25 111:5 114:10 142:15 <b>07</b> 13:10 44:5,5,10,15 44:20,25 45:5 52:25 72:25 78:20 79:10 81:25 111:10,15,20 124:5 138:5 <b>08</b> 43:25 45:10,15,20 45:25 46:5 61:20 64:15 66:20 69:15 82:25 98:5 106:15 110:5 111:20,25 112:5,10 120:15 129:10 132:20 <b>09</b> 19:20 46:10,15 49:5 75:20 112:15 112:20 119:10 130:10 131:25 145:20	63:16,18 66:15 68:4 68:8,19 69:8,14 70:1 <b>11</b> 2:19 8:2,5,5,10,15 8:20,25 9:5,10,15 9:20,20,25 10:5,10 10:15,20,25 11:5,10 11:15,20,25 12:5,10 12:15,20,25 13:5,10 13:15,20,25 14:5,10 14:15,20,25 15:5,10 15:15,20,25 16:5,10 16:15,20,25 17:5,10 17:15,20,25 18:5,10 18:15,20,25 19:5,10 19:15,20,25 20:5,10 20:15,20,25 21:5,10 21:15,20,25 22:5,10 22:15,20,25 23:5,10 23:15,20,25 24:5,10 24:15,20,25 25:5,10 25:15,20,25 26:5,10 26:15,20,25,25 27:5 27:10,15,20,25 28:5 28:10,15,20,25 29:5 29:10,15,20,25 30:5 30:10,15,20,25 31:5 31:10,15,20,25 32:5 32:10,15,20,25 33:5 33:10,15,20,25 34:5 34:10,15,20,25 35:5 35:10,15,20,25 36:5 36:10,15,20,25 37:5 37:10,15,20,25 38:5 38:10 44:16 47:20 47:25 48:5 53:15 54:10 99:15 101:5 113:20,25 114:5 115:20 126:5 127:5 128:5,15 138:25 144:5 <b>117</b> 6:23 <b>118</b> 17:7,10,19,23 <b>1185</b> 6:21 17:11	60:23,25 71:4,14,20 <b>11cv02899</b> 8:16 <b>11cv02899jst</b> 1:5 2:5 <b>11th</b> 68:3,8,19 69:14 <b>12</b> 21:15 38:15,20,25 39:5,10,15,20,25 40:5,10,15,20,20,25 41:5,10,15,20,25 42:5,10,15,20,25 43:5,10,11 48:5,10 48:15,20 70:15 103:10 108:5 109:15 114:10,15 114:20,25 115:5,10 115:15 121:15,25 123:5 125:5 <b>120</b> 1:12 2:12 <b>123</b> 6:6 <b>129</b> 3:7 <b>13</b> 26:5 31:15 41:15 48:25 49:5,10,15 50:15 55:5 79:15 84:25 101:25 104:15 115:20,25 116:5,10 136:15 139:20 147:18 <b>134</b> 122:11 <b>138</b> 103:2 <b>14</b> 8:20 12:15 49:20 49:25,25 50:5,10 53:20 62:20 65:25 68:5 72:10 84:10 87:10 89:15 93:5 100:15 105:10 112:15 116:15,20 116:25 117:5 135:20 137:15 141:20 142:20 <b>141</b> 103:2 <b>144</b> 6:7 <b>147</b> 1:25 <b>15</b> 6:20 20:20 25:5 32:10 44:10 50:15 50:20,25 60:25	76:10 87:15 107:10 111:10 114:15 117:10,15,20,25 <b>16</b> 22:15 29:25 42:10 51:5,10,15,20 55:20 64:20 91:15 113:20 116:25 118:3,5,10 118:15,20,24,25 119:5 121:1 140:20 <b>1680812</b> 1:23 <b>17</b> 8:5 11:25 16:10 17:25 33:5,20 37:10 39:15 46:10 51:25 52:5 57:15 68:25 71:25 78:5 83:15 86:25 95:15 98:10 117:10 118:10 119:10,15,20,25 120:5 <b>1750</b> 3:7 <b>18</b> 17:5 18:25 35:10 43:5 52:10,15,20 69:20 89:20 102:5 115:25 120:10,15 120:20,25 121:5 145:25 <b>1800</b> 2:18 4:8 8:11 <b>19</b> 6:18 19:10 52:15 52:25 53:5,10 63:15 80:10 85:20 90:20 106:5 116:25 118:3 118:24 121:1,10,15 121:20 129:15 <b>192</b> 114:25 115:14,15 115:18 <b>1969</b> 19:21 <b>1970</b> 19:10 <b>1st</b> 61:7
<hr/> <b>1</b> 1 1:25 16:8 43:14,20 44:5,16 55:12 59:19 59:24 60:13 82:17 82:17,21 <b>10</b> 1:18 2:20 6:4,18 8:1 24:10 27:20 35:20 45:10 46:20 46:25,25 47:5,10,15 51:5 59:25 62:11,19 63:9,11 65:12 67:2 74:20 80:25 88:15 112:25 113:5,10,15 118:5 123:15 140:8 144:25 <b>101</b> 2:18 4:8 8:11 <b>10th</b> 8:5 61:21 62:25			
			<hr/> <b>2</b> 2 7:4 16:5 52:19,23 61:10,10,19,23 82:18,21,22 87:6,9 139:13,15,15 <b>20</b> 10:16 13:15 15:6



15:25 34:5 38:10,20 45:15 53:5,15,20,25 54:5 67:21 78:25 93:25 106:20 126:10 131:10 145:5 <b>2000</b> 21:3,4,12,13,13 22:8 23:16 26:22 29:14 <b>2006</b> 139:16 <b>20072</b> 1:9 2:9 4:16 9:9 <b>2008</b> 21:25 22:9 24:3 24:13,16 <b>2009</b> 47:16 140:2 <b>2010</b> 32:23 47:16 55:19 61:22 62:12 122:3 141:14 142:3 <b>2011</b> 49:9 60:13,21 61:7 <b>2012</b> 6:18 16:7,7 <b>2013</b> 1:18 2:20 6:20 8:1,5 147:18 <b>21</b> 2:19 8:2,5,5,10,15 11:5 27:5 54:10,15 54:20,25 56:10 60:5 66:5 67:14 77:10 116:20 121:20,25 122:5,10 130:15 <b>21st</b> 61:22 <b>22</b> 8:20,25 9:5,10 15:5,6 36:15 55:5 55:10 58:15 67:13 79:20 81:15 82:5,20 82:21 111:25 118:15 122:15,20 122:25 128:20 132:25 135:25 <b>23</b> 9:15,20,25 10:5,10 10:15,20 30:25 34:20 40:25 49:10 55:15,20,25 56:5 67:22 68:10 71:5 82:25 83:5,10 93:7	93:13,13,15 99:20 112:10 113:5 123:5 123:10,10 124:10 134:5 <b>24</b> 9:25 10:25 11:5,10 11:15 14:10 21:20 25:10 27:25 44:15 51:10 56:10,15,20 56:25 57:5 67:20 83:15,20,25 84:5 86:15 87:5 92:10 96:15 97:15 108:10 119:15 123:15,20 123:25 125:10 139:5 140:25 142:25 <b>25</b> 8:25 10:16 11:20 11:25 12:5 24:19 31:20 35:25 37:15 47:20 51:25 54:15 57:10,15,20,25 61:25 64:25 67:15 73:5 84:10,15,20 93:7,14 104:5 109:5 109:20 122:15 124:5,10,15,20,25 134:25 144:10 <b>26</b> 12:10,15,20,25 13:5 24:15 26:10 55:25 58:5,10 61:5 62:25 66:25 73:20 75:10 76:15 81:15 84:25 85:5,10 101:10 114:20 118:20 125:5,10,15 125:20 132:5 138:10 <b>2686214</b> 4:22 <b>27</b> 12:20 13:10,15,20 13:25 23:20 30:5 58:15,20,25 59:5 85:15,20,25 86:5,10 88:20 110:10 125:25 126:5,10,15	126:20,25 136:20 139:25 <b>28</b> 7:5 14:5,10,15,20 19:25 22:20 29:10 42:15 59:10,15 61:25 62:3 73:16 75:25 80:1 81:5 85:5,25 86:15,20 87:20 94:5 98:25 102:10 126:15 127:5,10,10,15,20 127:25 128:12,15 129:24 130:2,15,20 130:23 131:18 132:4,8,11,16,21 133:3 134:3 135:5 137:21,24 138:16 140:10,13 141:21 144:17 <b>29</b> 10:5 14:25 15:5,10 15:15 17:10 28:20 32:15 40:5 45:20 58:5 59:19 86:25 87:5,6 95:20 98:15 116:5 122:5 128:5 128:10 <b>2924</b> 41:15  <b>3</b> <b>3</b> 2:20 6:21 8:16 15:7 72:1,2 91:14 101:1 146:2,4 <b>30</b> 15:20,25 16:5,9 18:5 24:19 47:4 59:10 60:10 74:25 90:16 93:9 94:12,20 103:15 104:5 107:15 117:12 119:1,5 128:15,20 128:25 129:5 <b>31</b> 16:10,15,20,25 41:20 48:10 56:15 69:25 77:15 119:1,5 129:10,15,20,20,25 133:5 143:5	<b>32</b> 17:5,10,15 36:5 43:10 50:20 59:20 92:15 93:10 128:25 130:5,10,15,20,25 131:5 134:10 141:5 141:25 143:20 <b>33</b> 11:10 17:20,25 18:5,10,15,20 59:24 59:25 60:5,10,15,20 70:20 71:10 72:15 78:10 87:25 96:20 114:25 119:20 120:20 124:15 131:10,15,20 <b>34</b> 10:10 18:25 19:5 19:10,15 47:5 53:25 60:25 61:5,10 66:10 90:25 122:10 131:25 132:5,10,15 145:10 <b>35</b> 13:20 19:20,25 20:5,10,25 23:25 49:15 58:20 61:15 61:20,25 62:5,10,15 65:5 83:20 89:25 100:20 127:15 132:20,25 133:5,10 133:15,20 <b>350</b> 45:20 <b>354</b> 3:14 <b>36</b> 15:10 20:15,20,25 21:5 26:15 34:10 39:20 44:20 56:20 57:20 62:20,25 63:5 63:10 106:25 110:15 112:5 117:15 125:15 133:25 134:5,10,15 134:20 <b>37</b> 8:10 9:5 16:15 18:10 21:10,15,20 21:25 22:5 28:5 30:10 31:5 37:20 63:15,20,20,25 64:5
---	--	--	--



69:5 91:20 105:15 130:25 134:25 135:5,10 <b>38</b> 21:25 22:10,15,20 22:25,25 23:5,10 36:20 51:15 64:10 64:15,20,25 65:5,10 65:15 79:25 80:15 86:5 87:9,10,15,20 87:25 88:5,10 99:5 99:25 107:20 108:15 109:10 135:15,20,25 136:5 136:10,25 <b>39</b> 14:15 19:5 23:15 23:20,25 24:5 32:20 38:25 62:5 65:20,25 66:5,10,15 68:15 88:15,20,25 89:5 102:15 104:20 116:10 123:20 131:15 132:10 136:15,20,25 137:5 139:10 <hr/> <div style="text-align: center;"><b>4</b></div> <hr/> <b>4</b> 74:6 101:1 103:15 128:5 129:4 <b>40</b> 10:15 12:5 20:22 24:10,15,20 29:15 33:10 34:25 63:5 66:20,25 67:5,10,15 67:25 76:20 82:15 88:25 89:10,15,20 89:25 90:5,10 95:25 113:10 133:10 137:3,4,10,12,13,13 137:15,20,20,25 138:15 140:10 <b>402</b> 141:22 <b>405</b> 6:12 43:21 44:8 <b>406</b> 6:14 43:23 46:10 98:18,22 104:10 <b>407</b> 6:16 43:25 48:8 48:20	<b>408</b> 6:19 44:2 49:22 55:9 124:7 128:4 129:4 134:22 140:9 <b>409</b> 6:21 59:21 60:4 70:14 <b>41</b> 13:25 15:15 24:25 25:5,10,15,20 35:15 48:15 54:20 60:15 67:20,25 70:5 90:15 90:20,25 91:5 113:25 118:25 134:15 136:5 138:5 138:10,15,20 143:10 <b>410</b> 6:23 117:6 <b>415</b> 3:9,16 4:10,22 5:10 <b>42</b> 25:15,25 26:5,10 26:15,20 31:25 47:10 67:5 68:5,10 68:15,20 73:10 91:10,15,20,25 93:6 93:14 97:20 110:20 120:25 135:5 138:25 139:5,10,15 144:15 <b>425</b> 4:20 <b>43</b> 6:12,14,16 11:15 26:25 27:5,10,10,15 28:25 41:5 58:25 62:10 68:25 69:5,10 73:25 83:25 92:5,10 92:15,20,20,25 94:10 116:25 139:20,25 140:5 141:10 <b>44</b> 6:19 27:20,25 28:5 28:10 41:25 61:10 63:25 69:15,20,25 70:5,10 76:5 82:10 84:15 93:5,10,15 101:15 115:5 119:25 126:20 140:10 142:5	<b>4421352</b> 5:10 <b>45</b> 19:10 23:5 28:15 28:20,25 36:10 40:10 44:25 56:5 70:15,20,25 72:20 74:10 90:5 93:20,25 94:5,10 96:25 111:15 117:20 124:20 127:20 140:15,20,25 141:5 141:10 <b>46</b> 17:15 29:5,10,15 29:20 37:25 46:15 52:5 56:25 65:10 71:5,10,15 75:5 80:20 85:10 88:5 91:5 94:15,20 95:5 95:10 102:20 106:10 122:20 141:15,20,25 142:5 142:10 <b>47</b> 18:15 29:25 30:5 30:10,15 71:20,25 95:15,20,25 96:5 100:25 107:5 109:25 128:10 142:15,20,25 143:5 143:10,15 <b>4772410</b> 3:16 <b>48</b> 12:25 16:20 20:5 30:20,25 31:5,10 43:15 47:25 70:10 71:15 72:5,10,15,20 75:15 78:15 91:25 96:10,15,20,25 97:5 104:10 112:20 143:20,25 <b>49</b> 9:10 31:15,20,25 32:5 33:25 48:20 55:10 67:10 72:25 73:5,10,15 97:10,15 97:20,25 115:10 129:25 133:15 137:5 144:5,10,15	<div style="text-align: center;"><b>5</b></div> <hr/> <b>5</b> 76:13,21 77:2,19 91:15 101:2 117:3 117:11 <b>50</b> 16:5 32:10,15,20 36:25 39:5 45:25 54:5 69:10 73:20,25 74:5 77:20 83:5 96:5 98:5,10,15,20 108:20 110:25 138:20 144:20,25 145:5,10,15 <b>51</b> 2:20 10:20 14:20 22:5 24:5 28:10 32:25 33:5,10 51:20 59:15 66:15 74:10 74:15 81:20 82:20 97:5 98:25 99:5,10 137:25 139:15 140:5 145:20,25 146:2,4 <b>5111</b> 1:22 2:22 147:25 <b>52</b> 7:4 33:15,20,25 50:5 68:20 74:20,25 75:5 90:10 97:25 99:15,20,25 100:5 103:20 105:20 114:5 123:25 127:25 129:5 142:10 <b>53</b> 6:24 23:10 24:20 25:20 34:5,10 42:20 50:25 59:20 70:25 75:10,15 93:15 100:5,10,15,20,25 102:25 104:25 116:24 118:3,24 121:1,5 134:20 145:15 <b>54</b> 21:5 27:15 32:5 34:15,20,25 35:5 47:15 64:5 75:20,25 76:5 81:10 88:10
---	--	--	---

95:5 101:5,10,15 112:10 113:15 117:5 119:5 120:5 124:25 125:20 131:5,20 132:15 135:10 <b>55</b> 20:10 31:10 35:10 35:15 52:20 57:25 76:10,15,20,25 84:20 89:5 101:20 101:25 102:5,10,15 102:20,25 136:10 <b>56</b> 8:15 26:20 29:20 30:15 35:20,25 36:5 36:10 40:15 58:10 73:15 74:5,15 76:25 77:5,10,15,20 84:5 95:10 99:10 103:5 103:10,15,20 117:25 143:15 <b>57</b> 35:5 36:15,20,25 37:5 45:5 46:5 57:5 62:15 77:25 78:5,10 78:15 79:5 80:5 92:25 103:25 104:5 104:10 107:25 111:5 143:25 <b>58</b> 13:5 16:25 18:20 19:15 37:10,15,20 37:25 53:10 54:25 60:20 63:10 65:15 78:20,25 79:5 98:20 104:15,20,25 126:25 <b>59</b> 6:21 37:5 38:5,10 50:10 59:5 67:15 79:10,15,20,25 80:5 83:10 86:10,20 105:5,10,15,20 115:15 122:25 133:20  <b>6</b> <b>6</b> 16:9 47:4 90:16 93:9 94:12 97:16	104:5 117:12 129:3 147:18 <b>62</b> 7:5 <b>65</b> <b>59</b> <b>33</b> 4:10 <b>67</b> 121:25  <b>7</b> <b>7</b> 49:9 82:25 103:15 113:9 <b>75</b> 27:4  <b>8</b> <b>8</b> 58:13 59:7,9 61:20 63:14 134:21,22 135:15 136:12 <b>80s</b> 27:16 <b>87</b> 6:5 <b>8th</b> 62:22,24 63:11,20 64:6 65:11 66:10 69:5,6  <b>9</b> <b>9</b> 117:3,11 121:25 122:11 <b>94</b> <b>105</b> 4:9 5:9 <b>94</b> <b>105</b> <b>2482</b> 4:21 <b>94</b> <b>1111</b> 3:8 <b>95</b> <b>104</b> 3:15 <b>95</b> <b>47</b> <b>151</b> 3:9		
---	---	--	--